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**JOURNAL**  
**OF**  
**THE SENATE**  
**OF THE**  
**GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF NORTH CAROLINA**

**SESSION 1963**

JOURNAL

OF

THE SENATE

OF THE

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OF THE

STATE OF NORTH CAROLINA

SESSION 1883



**OFFICERS AND MEMBERS**  
**OF**  
**THE SENATE OF NORTH CAROLINA**  
**SESSION 1963**

T. CLARENCE STONE, President . . . . . Rockingham  
 RALPH H. SCOTT, President Pro Tempore . . . . . Alamance  
 S. RAY BYERLY, Principal Clerk . . . . . Lee  
 LEROY CLARK, JR., Reading Clerk . . . . . Wake  
 BROOKS W. POOLE, Sergeant-at-Arms . . . . . Wake

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9	CICERO P. YOW . . . . .	Wilmington
10	CARL MEARES . . . . .	Fair Bluff
10	RAY H. WALTON . . . . .	Southport
11	HECTOR MACLEAN . . . . .	Lumberton
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12	WILLIAM P. SAUNDERS . . . . .	Southern Pines
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13	JOHN R. JORDAN, JR. . . . .	Raleigh
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14	RICHARD G. LONG . . . . .	Roxboro
15	T. CLARENCE STONE . . . . .	Stoneville
16	RALPH H. SCOTT . . . . .	Haw River
17	CHARLES W. STRONG . . . . .	Greensboro
18	GARLAND S. GARRISS . . . . .	Troy
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21	CLYDE L. PROPST, JR. . . . .	Concord
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31	JAMES G. STIKELEATHER, JR. . . . .	Asheville
32	R. E. BRANTLEY . . . . .	Tryon
32	ORAL L. YATES . . . . .	Waynesville
33	W. FRANK FORSYTH . . . . .	Murphy

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# SENATE JOURNAL

## SESSION 1963

### FIRST DAY

SENATE CHAMBER,

Wednesday, February 6, 1963.

In accordance with law, at the hour of 11:00 a.m., the General Assembly of North Carolina assembles this day in the Senate Chamber in the new State Legislative Building in the City of Raleigh.

In view of the vacancy in the office of the Lieutenant Governor as presiding officer of the Senate created by the death of the Lieutenant Governor of the State, Honorable H. Clloyd Philpott, the Senate is called to order by Honorable Thad Eure, Secretary of State, according to law.

The following prayer is offered by Dr. R. H. Stone of Jefferson, N. C., retired Presbyterian minister and brother of Senator Stone:

“Mighty God while angels bless Thee,  
May we mortals lisp Thy Name?  
Lord of men, as well as angels!  
Thou art every creature's theme.’

We come to adore Thee as the Master Architect and creator of heaven and earth. We praise Thee for carving on the face of this planet the area we know as North Carolina. We thank Thee for Thy goodness in creating the everlasting hills—‘the mountains that stand and laugh at time,’—the fashioning of the Piedmont with its suitability for industry; the great productivity of the Eastern portion of the State; and for the beautiful blue waters that bathe our coast.

We approach Thee, too, as the Great Lawgiver—the author of the moral law and the statutes that were given to determine man's relations to Thee and to one another.

We would extend our thanks for having reared men and women of stature who have made laws to govern the people of this State. Our thanks, too, for this new Legislative Building. May its beauty and facilities and accommodations be blessed of Thee for a speedier and more successful accomplishment of the ends for which it was constructed.

For Thy continued blessing upon the Governor and those who advise and rule with him, we pray.

For the members of the Senate of 1963 and their co-patriots in the House, we ask Thy blessing. May they be constantly reminded of the wisest man whom God asked in a vision, ‘Ask what I shall give thee,’ and of Solomon's not asking for personal favoritism, but in humility said, ‘Give Thy servant an understanding heart to judge Thy people, that I may discern between good and bad; for who is able to judge this Thy so great people?’

We ask that Thou wouldst give to these lawmakers an assurance that their families and interests which they have left may be so blessed of Thee that they may give undivided attention to the things of State. Give them courage with wisdom to repeal any laws that have had their day, or have been unjustly made,

or that provide for an unfair partiality. Deliver them from temptations of pressure groups or individuals who may demand things that are not in accord with Thy will and good government. Remind them that 'Righteousness exalteth a nation; but sin is a reproach to any people.' May they not seek revenue from that which is morally wrong and sinful.

As they come to make laws and to wrestle with the problems of agriculture, conservation and development, education on the several levels, industry, labor and capital, medical and mental care, transportation, prisons, revenue and all other facets of government and problems that are beyond their wisdom, may they know that Thou has all the answers. May they individually and collectively seek counsel from above. Grant them the assurance that 'If any lack wisdom, let him ask of God, that giveth to all men liberally, and upbraideth not; and it shall be given him.'

May their gratitude for the honor accorded them by their constituencies be demonstrated by their sacrificial service, characterized by fairness and justice to all.

As Thou dost from zone to zone guide through the boundless sky the certain flight of Thy winged creatures, we ask that in the long months ahead that Thou wouldst lead the minds and votes of the members of this Senate aright. May the work of this legislative body enhance Thy glory and add lustre to North Carolina's motto, 'esse quam videri'. In the name of Jesus. Amen."

The roll of the Senate is called and the following Senators-elect appear with the proper certificates of election and take and subscribe to the following oath of office, which is administered by Associate Justice R. Hunt Parker of the Supreme Court.

"Do you, and each of you, solemnly swear that you will support the Constitution of the United States. So help you, God?"

"Do you, and each of you, solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and will you endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of your knowledge and ability. Do you, and each of you, solemnly and sincerely swear that you will faithfully discharge your duties as Senators of the General Assembly of the State of North Carolina to the best of your skill and ability, so help you God?"

To which oath each of the following Senators answered, "I do."

*First District*—N. Elton Aydlett and J. J. Harrington

*Second District*—Edgar J. Gurganus and P. D. Midgett, Jr.

*Third District*—Perry W. Martin

*Fourth District*—W. Lunsford Crew and Henry G. Shelton

*Fifth District*—Robert Lee Humber

*Sixth District*—Wilbur M. Jolly and J. Russell Kirby

*Seventh District*—Luther Hamilton, Sr. and Thomas J. White

*Eighth District*—Lindsay C. Warren, Jr. and Adam J. Whitley, Jr.

*Ninth District*—LeRoy G. Simmons and Cicero P. Yow

*Tenth District*—Carl Meares and Ray H. Walton

*Eleventh District*—Hector MacLean

*Twelfth District*—Robert B. Morgan and William P. Saunders

*Thirteenth District*—Harry Horton and John R. Jordan, Jr.

*Fourteenth District*—Claude Currie and Richard G. Long

*Fifteenth District*—T. Clarence Stone

*Sixteenth District*—Ralph H. Scott

*Seventeenth District*—Charles W. Strong

*Eighteenth District*—Garland S. Garriss and Dr. W. D. James

*Nineteenth District*—Fred M. Mills, Jr. and Staton P. Williams

*Twentieth District*—Irwin Belk

*Twenty-first District*—Clyde L. Propst, Jr. and Thomas W. Seay, Jr.

*Twenty-second District*—James Gordon Hanes

*Twenty-third District*—George K. Snow

*Twenty-fourth District*—T. E. Story

*Twenty-fifth District*—David Clark and Jimmy V. Johnson

*Twenty-sixth District*—L. B. Hollowell

*Twenty-seventh District*—B. T. Jones

*Twenty-eighth District*—H. J. Hatcher

*Twenty-ninth District*—Ira T. Johnston

*Thirtieth District*—J. Yates Bailey

*Thirty-first District*—James G. Stikeleather, Jr.

*Thirty-second District*—R. E. Brantley and Oral L. Yates

*Thirty-third District*—W. Frank Forsyth

The Secretary of State, as Chairman, announces that a quorum of all Senators are present and further announces that the Senate is ready to proceed with the election of officers.

#### ELECTION OF OFFICERS

The Secretary of State, Presiding, announces that

“The Constitution of North Carolina provides that the Lieutenant Governor shall be President of the Senate.

By the untimely and lamented death of the late Lieutenant Governor H. Cloyd Philpott, a vacancy exists in that office. By a recent amendment to the Constitution, it is provided that the Senate shall elect from its membership a President pro tempore who shall become President of the Senate upon the death, resignation or removal from office of the President of the Senate.

It now, therefore, devolves upon you the need to elect from the membership of this Senate a President pro tempore who, by the terms of the Constitution, will become President of this body.

I declare nominations for the office of President pro tempore are in order.”

For President pro tempore of the Senate, Senator White places in nomination Senator T. Clarence Stone of Rockingham County, in the nominating speech as follows:

“Mr. Chairman, my fellow members of the 1963 Senate, I am somewhat embarrassed to ask a favor of you. I must ask that you bear with me while I undertake to say what I wish to say to you while yet afflicted with a tightness in my throat which impairs the quality of my voice. Having said that, I now ask that you share with me at this hour the honor and privilege which is mine.

I am grateful that we have as a member of the 1963 Senate a man of the caliber and character of the man whose name I shall place in nomination for the office of President pro tempore of the 1963 Senate.

He was born in 1899 in Rockingham County, North Carolina. All of his life he has lived and still lives in Rockingham County. He is a graduate of Davidson College with a Bachelor of Science Degree. He is a man successful in business. He is a member of the Presbyterian Church. He is a successful citizen of North Carolina.

Early in his life he became interested in the political affairs of this State. He became interested in the Democratic clubs of his county and became a member of the Democratic Executive Committee of his county; next he embarked upon a long and distinguished career in the Legislature. For seven sessions he served his county ably as a member of the House of Representatives, from 1935 to 1947. During his legislative experience he was twice Chairman of the House Committee on Public Roads; he served as Chairman of the House Appropriations Committee; Chairman of the Committee on Education; Chairman of the Committee on Public Utilities; and Chairman of the Committee on Counties, Cities and Towns. And for six years he was a member of the Advisory Budget Commission. He has served on many other important commissions of this state. He knows his state well, having traveled it many times in his service as a member of the Advisory Budget Commission, and having visited many of its institutions. He is acquainted with the various types of economy which exist in our State from the mountains to the sea, and along the borders of her sister states.

He knows the meaning of liberty and plenty which are depicted by the figures on the State Seal. He knows that in order for us to continue to have liberty the rights of individuals must be protected and must be enforced. He knows that if we are to continue to have plenty, our government will have to safely use the taxing power, and that it must wisely spend the proceeds of the taxes collected for the benefit of the people, to adequately provide for their needs and to give them the services they require; that we must make progress within the limits of sound fiscal policy.

The man whose name I will present to you is a man who has a profound knowledge of life. He is a man who knows both joy and sorrow. He is a man who is wont to side with the weak. He is a friend of the oppressed. He is a worshipper of liberty, truth and fairness. He is a hard worker—never has he been a quitter. He has a stout and loyal heart, and is a man who can, in the words of Kipling, 'Meet with triumph and disaster and treat those two imposters just the same.'

We are now about to select the leader of the 1963 Senate. The man whom I shall nominate is an outstanding leader; a man who has no ambition but to serve his State; a man whose leadership will be guided by the lamp of experience. We can do no better than to avail ourselves of his leadership. And now, my fellow members of the Senate, I place in nomination for the office of President pro tempore of the 1963 Senate the name of the Senator from Rockingham County, the Honorable T. Clarence Stone."

Senator Johnston seconds the nomination.

Senator Crew seconds the nomination.

Senator Belk seconds the nomination.

Senator Strong seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Senator T. Clarence Stone for President pro tempore are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber,

James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

Senator T. Clarence Stone having received the unanimous vote of the Senators present is declared duly elected President pro tempore of the Senate.

The Chair appoints as a Committee Senators Crew, Midgett and Snow, to escort Senator Stone to the dais, who takes the prescribed oath of office, as President pro tempore of the Senate, which is administered by Justice Susie Sharp of the Supreme Court.

The Secretary of State then announces that as stated before, Senator T. Clarence Stone having been elected and duly qualified as President pro tempore of the Senate, and there being a vacancy in the office of President of the Senate by reason of the death of Lieutenant Governor H. Cloyd Philpott, as President, T. Clarence Stone has now become by operation of the Constitution of North Carolina, President of the Senate, and he is administered the prescribed oath of office as President of the Senate by Associate Justice Susie Sharp of the Supreme Court.

Senator Stone delivers the following acceptance speech as President of the Senate which upon motion of Senator White is ordered spread upon the Journal:

*Members of the Senate:*

Let my first words be in appreciation of your confidence in electing me as your President. In all humility, I commence my duties. It will be my purpose and hope from the beginning to the end of this Session to merit the confidence you have placed in me.

It is my hope that all of us can work together for the good of North Carolina. It is to be expected that we will differ, but compromise hammered out after legitimate debate produces the best legislation. I expect us to accomplish much for the welfare of our State and for the good of all North Carolinians.

It is my plan to announce committee assignments at an early date. Of course, I think you know that it is beyond my power to place each member of this Senate in the exact position that he desires, but I assure you that I will strive to do my very best with an exceedingly difficult job.

During the course of this Session, if you have problems, let me hear from you. Maybe I cannot solve them, but I will try. My office will be open to you at all times.

It is obvious that we are met on an historic occasion. For this is the first meeting in our spacious and beautiful new home. It was planned and built for our convenience in the orderly discharge of our duties, and if Divine Providence smiles upon our people, it will be used by us and our successors for many years to come. Our old Capitol, which we love and revere, has now been in use for approximately one hundred twenty-three years. When this building shall have been used for a similar period of time, its newness will then be old and its charm will then be mellowed by age.

This building, in its general design, echoes the achievements of past civilizations. It is classic after the manner of those pioneers of the Western world, the Greeks and the Romans. And this is proper: for it is from the Greeks that we have inherited our idea of democracy, and it is from the Romans that we derive our respect for law. I am not an architectural authority, but I am informed

that in the plan of this building we have not only this evidence of Western culture, but also a suggestion of our Eastern inheritance. This, likewise, is proper, for it is from the East that we inherit some of the earliest and most valuable discoveries of science—to say nothing of our debt in matters of religion.

In this connection, it is well to remember that in Holy Writ the wise men are quoted as saying: "We have seen His star in the East and are come to worship Him."

In the heat of legislative debate, there are times when each of us may feel the need for quiet meditation. It is fitting, therefore, that the planners of this building have provided a chapel which is dedicated to no particular dogma or creed, in which those who so desire may turn aside from the hurly-burly of the legislative process and think on spiritual things.

Although tradition has had a hand in the planning and the design of our new home, it is obvious to all that it is thoroughly modern, functionally efficient, and that it turns its face with optimism and confidence to the future.

The good people of North Carolina, in erecting this legislative building, have done more than provide for us a suitable place in which to work; they have, in these troubled times, boldly reaffirmed their faith in the future.

May we use this building to the honor of that Supreme Being in whom we all believe, and for the welfare and happiness of all North Carolinians.

Senator T. Clarence Stone, having succeeded to and qualified as President of the Senate, takes the chair and presides during the remainder of the Session.

#### FURTHER ELECTION OF OFFICERS

For President pro tempore of the Senate, Senator Hamilton places in nomination Ralph H. Scott of Alamance County.

Senator Whitley seconds the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Senator Scott are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Snow, Stikeleather, Stone, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

Senator Scott having received the unanimous vote of the Senators present is declared duly elected President pro tempore of the Senate.

The Chair appoints as a Committee Senators Yow and Walton to escort Senator Scott to the dais, who takes the prescribed oath of office as President pro tempore of the Senate, which is administered by Justice Carlisle Higgins of the Supreme Court.

For Principal Clerk of the Senate, Senator Horton places in nomination S. Ray Byerly of Lee County.

Senator Whitley seconds the nomination.

There being no further nominations, the roll of the Senate is called.

Those voting for Mr. Byerly are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of



Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

Mr. Byerly having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins.

For Reading Clerk of the Senate, Senator Jordan places in nomination LeRoy Clark of Wake County.

Senator Gurganus seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Clark are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

Mr. Clark having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins.

For Sergeant-at-Arms of the Senate, Senator Jordan places in nomination Brooks W. Poole of Wake County.

Senator White seconds the nomination.

There being no further nominations the roll of the Senate is called.

Those voting for Mr. Poole are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

Mr. Poole having received the unanimous vote of the Senators present is declared duly elected and he takes the prescribed oath of office, which is administered by Associate Justice Carlisle Higgins.

A message is ordered sent to the House of Representatives informing that Honorable Body that the Senate is organized and ready to proceed with public business.

Upon motion of Senator Scott, the rules of the 1961 Senate are adopted as temporary rules of the 1963 Session.

#### APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Appropriations: Senators White, Chairman; Yow, Vice-Chairman; Belk, Vice-Chairman; Saunders, Vice-Chairman; Aydlett, Bailey, Clark, Crew, Forsyth, Garriss, Gurganus, Hanes, James, Johnson, Johnston, Jolly, Martin, Morgan of Harnett, Propst, Scott, Seay, Shelton, Snow, Strong, Walton and Warren.

Committee on Finance: Senators Johnson, Chairman; Jordan, Vice-Chairman; Morgan of Cleveland, Vice-Chairman; Brantley, Vice-Chairman; Currie, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, Jones, Kirby, Long, MacLean, Meares, Midgett, Mills, Simmons, Stikeleather, Story, White, Whitley, Williams and Yates.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator White: S. R. 1, a joint resolution honoring the memory of Harvey Cloyd Philpott, Lieutenant Governor of North Carolina.

Upon motion of Senator White, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by Special Messenger.

By Senators White and Garriss: S. B. 2, a bill to fix the official name of the State Legislative Building.

Referred to Committee on Judiciary No. 1.

By Senator White: S. B. 3, a bill creating a Legislative Building Governing Commission.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by Special Messenger.

By Senators Yow and Williams: S. R. 4, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

Upon motion of Senator Yow, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by Special Messenger.

By Senators Walton, James, Johnson and Aydlett: S. R. 5, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 Noon, Thursday, February 7, 1963, and at 10:30 a.m., Friday, February 8, 1963.

Upon motion of Senator Hamilton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senators Currie, Belk, Hanes, Jordan and Yates: S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Humber, Scott and Hamilton: S. B. 7, a bill to increase the membership of the Senate to sixty Senators, to allocate the various Senators to respective Senatorial Districts, to provide for compulsory redistricting of the State for Senatorial Districts after each Federal Census or Enumeration made by order of the Congress.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Jordan, James, Simmons, Martin, Belk and Yates: S. B. 8, a bill to provide for the establishment of a State fund for medical assistance for the aged in North Carolina.

Referred to Committee on Public Welfare.

By Senator Jordan: S. B. 9, a bill to authorize county and city boards of education to adopt rules and regulations whereby lunchrooms of the Public

School System may be made available to societies and organizations in communities where no other facilities are available.

Referred to Committee on Education.

By Senator Stikeleather: S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting.

Referred to Committee on Election Laws and Legislative Redistricting.

By Senators Scott and Belk: S. R. 11, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating February as American History Month.

Referred to Committee on Higher Education.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Wednesday, February 6, 1963.

*Mr. President:*

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business, and for your information advises that the following officers have been elected:

<i>Speaker</i> .....	H. Clifton Blue
<i>Principal Clerk</i> .....	Annie E. Cooper
<i>Reading Clerk</i> .....	Sam J. Purrow, Jr.
<i>Sergeant-at-Arms</i> .....	Joseph H. Warren

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Pursuant to S. R. 4, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators Whitley, Scott, and Morgan of Cleveland.

Pursuant to S. R. 5, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12:00 Noon, Thursday, February 7, 1963, and at 10:30 a.m., Friday, February 8, 1963, the President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives, Senators White, Stikeleather and Williams for the Joint Session Thursday, February 7, 1963, and Senators Humber, Johnson and Jordan for the Joint Session Friday, February 8, 1963.

Upon motion of Senator Hatcher, the courtesies of the lobby are extended to Mrs. H. J. Hatcher, Mr. and Mrs. Bob Byrd and son Dixon, Mrs. William Carter and son Willie, Judge Earl Franklin, Thomas N. Claretz, Sr., Thomas N. Claretz, Jr., Homer Biggers, Ned B. Giles, Mr. and Mrs. John Hatcher, Linda Thompson, Ted Bost, all of Burke County, and Helen Adair Hatcher and Blair Hatcher are made honorary pages of the Senate.

Upon motion of Senator Hamilton, the courtesies of the lobby are extended to Mrs. Edgar J. Gurganus, wife of Senator Gurganus of Martin County, and

the courtesies of the lobby are extended to Mrs. Mary B. Gurganus, Mrs. Phyllis Waters, Mrs. Raymond Ferris, John H. Gurganus and George Gurganus, all of Martin County.

Upon motion of Senator Strong, the courtesies of the lobby are extended to Mrs. Charles Strong, wife of Senator Strong of Guilford County, Mr. and Mrs. J. B. Byerly, Jr., Mr. and Mrs. Horace Woodard, Mr. and Mrs. Ervin Tate, Mrs. Shore Neal, Mrs. James Murray, Mrs. Jack Markham, all of Guilford County, and Charles Strong, III, Dan Strong, Paula Tate and Rebecca Strong are made honorary pages of the Senate.

Leave of absence is granted to Senator Hatcher due to illness.

The President extends the courtesies of the lobby to Mrs. Ralph H. Scott, Sr., Mr. and Mrs. Ralph H. Scott, Jr., and Mr. and Mrs. H. G. MacLean, all of Alamance County.

Upon motion of Senator Scott, Betsy Scott, Carolina Scott and Keith MacLean are made honorary pages of the Senate.

Upon motion of Senator White, the Senate adjourns in honor of the memory of former Lieutenant Governor H. Cloyd Philpott of Davidson County, to meet tomorrow morning at 11:30 o'clock.

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## SECOND DAY

SENATE CHAMBER,  
Thursday, February 7, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

The following Senator-elect, Robert Morgan of Cleveland, appears with the proper certificate of election and takes and subscribes to the following oath of office, which is administered by Secretary of State Thad Eure.

"Do you solemnly and sincerely swear that you will support the Constitution of the United States. So help you, God?"

"Do you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain and defend the Constitution of said State not inconsistent with the Constitution of the United States to the best of your knowledge and ability. Do you solemnly and sincerely swear that you will faithfully discharge your duty as Senator of the State of North Carolina. So help you God?"

To which oath Senator Morgan of Cleveland answers, "I do."

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as honorary pages of the Senate Mark Foster Vaughn, John Maddry Vaughn and Stuart Earl Vaughn of Rockingham County.

Upon motion of Senator Midgett, Riddick Midgett and David Midgett, grandsons of Senator Midgett of Hyde County, are made honorary pages of the Senate.

## APPOINTMENTS

The President announces the appointment of the following standing Committee:

Committee on Rules: Senators Scott, Chairman; White, Vice-Chairman; Yow, Vice-Chairman; Belk, Crew, Brantley, Forsyth, Garriss, Humber, Johnson, Midgett, Morgan of Cleveland, Morgan of Harnett, Walton, Whitley and Williams.

## ENROLLED BILLS

Senator White, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution honoring the memory of Harvey Cloyd Philpott, Lieutenant-Governor of North Carolina.

S. R. 4, a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 5, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 Noon, Thursday, February 7, 1963, and at 10:30 a.m., Friday, February 8, 1963.

## SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Wednesday, February 6, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 4, entitled, "A joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business," the Speaker has appointed the following committee on the part of the House of Representatives: Messrs. Delamar, Gregory, Wicker and Woodard of Wilson.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Wednesday, February 6, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 5, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, Thursday, February 7, 1963 and at 10:30 a.m., Friday, February 8, 1963," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. High, Hamrick and Leatherwood, for Thursday, February 7, 1963.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Wednesday, February 6, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 5, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, February 7, 1963, and at 10:30 a.m., February 8, 1963," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. Galifianakis, Rodenbough and Venters, for Friday, February 8, 1963.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Thursday, February 7, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 5, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, Thursday, February 7, 1963 and at 10:30 a.m., Friday, February 8, 1963," the House of Representatives stands ready to receive the Senate in Joint Session at the hour of twelve noon.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Leave of absence is granted to Senator Morgan of Cleveland, due to illness.

Upon motion of Senator Scott, the Senate recesses for the purpose of meeting in Joint Session with the House of Representatives pursuant to S. R. 5, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, Thursday, February 7, 1963 and at 10:30 a.m., Friday, February 8, 1963, and upon dissolution of the Joint Session, the Senate stands adjourned to meet tomorrow morning at 10:00 o'clock.

#### JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate T. Clarence Stone.

The President recognizes Senator White who presents His Excellency, Governor Terry Sanford, who delivers the following address:

*Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:*

This occasion is an historic one for the reason that this is the first Session to meet in the beautiful new Legislative Building. This building will long be the pride of North Carolina, a symbol recalling our sturdy history and our important future.

Further, this is an important occasion for me because I come to meet you as a group for the first time.

I look forward to our joint venture in the cause of North Carolina progress. You follow the most constructive General Assembly in the history of our State; and I am glad to see that so many of the men and women of vision and courage who set this high mark last time are back here today to begin another session.

The accomplishments of the 1961 General Assembly were marked by an optimistic awareness that North Carolina had reached the point in history when we could do many more things toward providing better chances in life for all of our people.

On their record you have the opportunity to build an even greater record of service and dedication.

You will hear some whisperings abroad saying that we have done enough, have moved well and far and rapidly, and so it is time now to slow down, rest, and catch our breath.

These whispers come from the fearful and timid who have always opposed the accomplishments from which they now would rest. This cannot be and is not the spirit of North Carolina. We are moving wisely and firmly. Much remains to be done, to provide better educational opportunities for the competition our children will surely face, to encourage broader economic development so everybody will have a better chance to make a better living. Now is the time to move forward. Now is no time to loaf along.

I do not intend to present the "Governor's Program." I intend to say to you that there is much to be done, that the opportunities are here as never before, and that I pledge to work with you to achieve the good things in life which are ours for the reaching.

You know, as well as I, that the last two years have seen many gains, much progress. The next two can see even more.

You know, as well as I, that the last decade has brought more advances than any in our history. The next decade can double these advances.

In almost all fields, in almost all sections, in almost all programs, the heartbeat of North Carolina is healthy, and is getting stronger all the time.

#### SCIENCE

We are not neglecting any of the other broad concerns of our people when we conclude that science will have more influence than ever before in the future of our State.

Science in its broadest meaning of interrelated disciplines is the secret of future development as it unfolds the secrets of space and man and earth.

Our responsibility cannot be fulfilled by a legislative act or a simple appropriation, or the best of intentions.

It starts with the first grade. It involves all business. It radiates from graduate schools. It finds strength in faculties, in the Research Triangle, in the attitudes of people, in industry, in agriculture, in government.

We already have the Governor's Scientific Advisory Committee, made up of leading scholars. With their guidance, adding to them groups of leaders in every field, plotting the course, we are attempting to enter the age of science with wisdom and understanding.

## AGRICULTURE

In Agriculture, Commissioner L. Y. Ballentine continues to furnish the drive needed for consumer protection and the vision required for agricultural development.

Technology in producing, processing and packaging products has considerably increased the variety and volume and the need for vigilance in carrying out the Department's responsibilities for protecting the health and pocketbook of consumers.

There is not a man, woman or child in North Carolina who does not derive benefit from the service and regulatory programs of one or more of the Department's 16 divisions.

Of the new programs authorized by the last session of the General Assembly and initiated by the Department during this biennium, none has been of more vital importance to every citizen of the State than the compulsory meat and poultry inspection, assuring wholesome and healthful food.

Another important new addition to the Department of Agriculture during the past biennium was State purchase of the Farmers Market at Raleigh. Purchased under a self-liquidating agreement and operated on its own revenues at no cost to the taxpayer, this facility is making a major contribution not only to North Carolina agriculture, but also to North Carolina consumers through the increased quantity and enhanced quality of fresh produce made available to them the year round.

Working in partnership with the Department of Agriculture is the School of Agriculture, which Dean H. Brooks James has made even more effective in public service.

The Agricultural Opportunities Program provides a blueprint for all agencies, organizations, and groups to assist in (1) increasing farm income; (2) providing adequate markets and facilities, including processing; and (3) improving family and community living through education.

A Department of Food Science and Processing has been created at State College; and the development of the food processing industry is an important part of the Conservation and Development program and is a major part of all related State agencies as we embark on a planned goal to make North Carolina the food supplier for the nation. Food processing is now one of our major projects.

The Agricultural Extension Service's "1.6 in 66" Program was developed from 100 county programs. We called on the Extension Advisory Boards in each county to work with the Extension staff, and thus more than 1,500 farmers directly developed this approach to new income, and thousands more contributed to it indirectly.

Extension Home Economics Agents, the 4-H Club program, the FFA, the community and area development activities indicate the farm life and economy are on the move.

Research in the departments of the School of Agriculture and the North Carolina Agricultural Experiment Station will reduce the cost of production and improve the product through the elimination of the many hazards of plant and animal diseases, insects, weeds and weather.

The levels of living will be limited only by the imagination of the researchers. Much is going on to make farming more valuable to everybody in the state.



## COMMERCIAL FISHERIES

Still another food resource of great importance is our commercial fishing industry. We are seeking greater use through food processing.

Our Conservation and Development Department director recently toured the coastal area to discuss the problems of commercial fishermen. Rigid and frozen conservation practices would impose hardships, and inadequate conservation measures would be disastrous for the future. We are continually striving for that program that will insure wise use of this resource; and our Commercial Fisheries Division considers itself the advocate and protector of the person who draws his living from the commercial waters.

## TOURISTS

Any time we speak of our resources in North Carolina, we cannot overlook the fact that North Carolina is a natural vacation State. The variety of our attractions, from mountains to coast, are unequalled. Last year more than 25 million travelers visited our State. In 1961 some 75,450 people were employed in 18,600 travel-serving industries which had a gross income of 888 million dollars. As our third largest dollar producing industry we must continue to give our increased support to this enterprise.

## ROADS AND HIGHWAYS

Good roads help the tourist business, and also business, agriculture and industry profit from roads.

The most significant roadbuilding achievement in the past two years has been in the overall improvement of secondary roads in North Carolina. A total of \$15 million was spent in 1961, most of it after July of that year; and in 1962, \$36 million was expended, representing the largest expenditure since the Scott bond issue. In 1962 over 1100 miles of secondary roads were stabilized and 900 miles paved.

I would point out to you that these funds for secondary roads were squeezed out by a better budget arrangement and careful management. Adequate appropriations are not available to build as rapidly as we should. We will continue to do all that we can to improve as much secondary mileage as possible with existing revenues.

The primary and the Interstate systems were not neglected.

North Carolina is one of the leaders in the nation in terms of the amount of Interstate System open to traffic.

In 1962 a total of 2,569 miles of highway work was let to contract at a total value of over 66 million dollars, representing the largest single year's work in the highway history of North Carolina.

There are many other reasons for being proud of your Highway Commission and Highway Department under the direction of Chairman Merrill Evans and Director W. F. Babcock. Traffic engineering for safety is being expanded to save lives. New research has been set up to save us money and make our operations more effective. Plans are being made for advance right-of-way acquisition which will prevent blockage of future highway projects. Our Advance Planning Unit is considered one of the finest in the nation.

Finally the basic problem is money. Ten percent of all state highway mileage in America is in the North Carolina system, and we support it on 3 percent of the

highway taxes collected. With all of the money directed toward highways and no longer supporting the prisons and other such agencies, the best possible analysis of our highway system indicates that we are still falling approximately 25 million dollars a year behind in our construction program; and this means primary, urban and secondary.

I am convinced that an improved highway system promotes the economy in such a way that it pays for itself, and that the investments we make in better roads will be returned.

You will also receive legislation dealing with roadside billboards, and these certainly need proper control.

#### INDUSTRIAL DEVELOPMENT

The past two years have been eventful ones for the continued economic growth of North Carolina. This growth has been highlighted especially by our industrial expansion.

Growth of our industrial labor force and gains to the payrolls of our wage earners have also been significant for 1961-62. Gross gains to our working force in industry have been over 60,000 persons and wage gains have been some 200 million dollars.

Secretary of State Thad Eure has authorized more new corporations during the past two years than at any other similar period in the history of the State. During 1961 and 1962, 6,133 new domestic corporations were organized. Seven hundred ninety-six corporations from other states were domesticated to do business in North Carolina.

In 1961, our per capita income scored a five percent gain over the average for 1960. Comparable figures for 1962 are not yet available but it is believed that there will be some gain over 1961. Hargrove Bowles and Robert Stallings have provided vivid and vigorous leadership.

The full weight of our Industrial Education Program is now beginning to be felt in our promotion efforts. Our Department of Conservation and Development states, without reservation, that the industrial education program and in fact the State's total new efforts toward improving education represent one of the most effective promotional tools ever provided.

The developers over the State are anxious to learn what new and effective things this Legislature will do to assist the program. They and we know that some of our closest competitors are girding themselves to do serious battle with us on every worthwhile project contemplated for the Southeast.

We must not follow in the steps of some states in the Nation that make unrealistic concessions to industry. We cannot, however, because we are leading, afford to become staid and self-satisfied. We strive constantly to improve our attractiveness to reputable business. Those factors which hinder our economic growth in competition with other areas must be corrected or we will miss some of the progress which would naturally come our way.

I especially solicit your thinking and advice on how we might keep this progress moving for the benefit of all of our people.

#### SCHOOLS

Since the General Assembly was last here much progress has been made in our schools. State Superintendent Charles F. Carroll and State Board Chairman, Dallas Herring, are leading the way.

The most dramatic change has been the beginning of a new life in education, across the state, in large counties and little ones. Teachers are working harder, stretching for new ideas, doing a better job day by day, exhibiting a high morale and a higher sense of duty and dedication.

More smart and dedicated young people than ever before are choosing teaching as a career. More new teachers, graduating from our colleges, are staying in North Carolina to teach.

More consolidation, more improvement in courses of study, fewer dropouts, more dedication from principals, greater interest by parents, are positive signs of progress. Along with the emphasis by our State, there has been great new help from the counties and districts, where ultimate responsibility lies. I am pleased to see so much local interest and work, for without this we cannot make much progress. We must urge even greater local support.

Students, the key and the purpose of all your efforts, are showing that they realize studying is important, that learning is going to mean so much in their lives. They are serious, but with the full enthusiasm of youth are giving a new dimension to our schools. Student leadership is meaning more than ever. Your efforts and faith is being well rewarded by students who have come to full understanding that there is no place tomorrow for the uneducated brain or the untrained skill.

School administrators are seeking new ways, better methods, fresh ideas, to make the most of the human resources of the State.

When we first decided to accelerate our school efforts, I pointed out that there is no magic button, there is no easy way, that our sustained efforts for about ten years would be required to reach the top and then full steam would be necessary to keep us there.

All over this Nation, North Carolina is recognized as a foremost leader in new effort for better schools. Other states are looking, asking, following, and maybe getting ahead of us.

This is no time to get smug. When I asked the last General Assembly for new money, I said I would be just as demanding of teachers and school people. I have tried to do this and will continue. There is plenty of room for improvement in teachers, school principals, school systems, superintendents, board members, and governors. We know it, and we will try to find that improvement.

There is also need for continued Legislative support, and the budget requests of the State Board of Education are realistic and reasonable.

We are moving. Moving in the right direction. If we keep up this rate of effort and improvement and support through this session, and the next two, the General Assembly arriving at this State House in February of 1969 should find that North Carolina has a school system equal to the best in the Nation.

#### TALENTED CHILDREN

In the age when excellence is in demand, we have a rapidly expanding public school program to seek out and challenge unusual talent. Last year, 2,065 students were involved, and this year 5,206 are taking part, and next year, it will reach far more.

In addition, we have established a summer school for talented high school juniors and seniors to be held at Salem College, to give incentive and recognition to excellence throughout the State. This project, the first of its kind, has national

significance. It will be supported for three years by a grant from the Carnegie Foundation and Winston-Salem individuals, companies, and foundations.

#### RETARDED CHILDREN

We have never given proper attention to children with limited ability. I appointed a special commission last year to outline a State program in this field. I will later ask you to make this a permanent commission, and will present to you the very thoughtful suggestions the program presented.

#### EDUCATIONAL TELEVISION

We expect to utilize television in education to the best possible extent. Last year I set up a special study committee and already we are actively seeking complete coverage for all parts of the State. This approach holds great promise for the improvement of quality in instruction.

#### EMPLOYMENT

As a State, we are concerned with employment, and the Employment Security Commission's role is almost wholly concerned with activities designed to promote fuller use of the State's manpower resources.

North Carolina's rate of insured unemployment during the biennium remained consistently below the National average.

A low average industrial wage has disturbed us until we analyze it, and we find the reasons are more good than bad. We now have 40,000 people in needle work averaging \$1.32 per hour which pulls down our total average. However, a few years ago we did not have these jobs now held largely by displaced farm people, and it must be admitted that \$1.32 is far better than unemployment. We will, however, continue to do everything possible to improve the chances our people have to earn a better living.

The total wage payments to insured workers rose between the first half of 1960 and the first half of 1962 by more than 13 percent, meaning that the 1962 payroll for these workers will be \$3.8 billion as compared with 1960 earnings of less than \$3.3 billion.

We paid out \$82 million in insurance to unemployed, which did much to relieve the distress of those experiencing unemployment and served as a cushion to bolster the North Carolina program.

Our employment security trust fund increased by \$7 million, and all indications are that North Carolina's program remains one of the most solvent in the Nation.

There are certain minor amendments and adjustments to be made, including increasing the benefits in certain cases.

As a State, we have a responsibility of helping to find jobs. The Chairman of the Employment Security Commission, Colonel Henry E. Kendall, has taken the lead in this. We take it as our mission to reduce substantially unemployment, and we are working in that direction.

#### LABOR

Frank Crane, Commissioner of Labor, has brought exceptional skill to his assignment.

Labor-management relations continued on their traditional even keel, with relatively few strikes and low totals of lost man-hours. North Carolina's record of industrial peace and productivity is one of the best in the Nation.

We have just come through a year of record growth.

The State has received National publicity and recognition for its achievement in industrial safety.

The North Carolina Minimum Wage Law is well accepted now, and it appears appropriate to increase the 75-cent minimum set by the 1959 statute to a figure more in keeping with present-day economic realities. I hope you will consider this favorably, and I hope it might be raised to \$1.00.

This would substantially help the earnings of many thousands of our fellow citizens, and would boost the entire economy.

#### WORKMEN'S COMPENSATION

Chairman J. W. Bean of the Industrial Commission and his associates are administering the Workmen's Compensation Law with great efficiency and with fairness to all.

The percentage of injuries has been decreasing, but the employment in industrial plants has been increasing and thus the caseload is growing.

It is likely that the coverage and maximum amounts provided in the statutes are no longer adequate and I would hope you would give some consideration to adjusting these provisions.

#### SENATE REDISTRICTING

There are some other specific things we need to do during this Session.

The Constitution requires that the Senate be redistricted. It is just that simple, and we need to get on with the job.

I hope also you will consider a constitutional amendment which will make this automatic in the future, as we provided in the case of House reapportionment in the last session and elections.

#### INSURANCE LAWS

North Carolina is known nationally as a State of honest and fair insurance law administration with the chief passion being the complete protection of the public. We need some tightening up here and there and we can count on Commissioner Edwin S. Lanier to present sound proposals to us.

#### ELECTION LAWS

Our elections are honest but in some cases the absentee ballot provisions have been abused. Chairman William Joslin has proposed sound changes for your consideration.

#### SCHOOL BOARDS

School boards and school committees are a key to success of our hopes in achieving a new quality in our schools. We must attempt to devise several methods of selection which will diminish partisan attitudes, and I am thinking about non-partisan rather than bi-partisan attitudes. We need to attract the best possible citizens to these jobs.

#### MIGRANT LABOR

The Governor's Committee on Agricultural Migrants approved and sponsored a bill in the 1961 General Assembly, which authorized minimum sanitation standards in labor camps. This bill failed to pass. It was decided to prepare

such minimum standards, which would be followed on a cooperative basis with the Employment Security Commission, the local health departments, and local growers. These standards were approved by the Governor's Committee and released to the press December 1961. We are doing many other things on a voluntary basis.

Many growers cooperated in 1962 and 202 permits were issued by the local health departments in contrast to 147 issued during 1961.

A number of new camps were constructed and physical improvements were made but many continued to operate without adequate sanitation protection.

We should consider legislation for minimum protection of migrant workers.

#### PUBLIC HEALTH

Most public health programs are necessarily of an ongoing nature to undergird continually the total health of the citizens of North Carolina, and Dr. J. W. R. Norton, State Health Officer, and many associates are to be commended for their diligence.

Our State has maintained its outstanding record in the control of Communicable Disease. This is especially true in poliomyelitis in which the 1959 total of 277 paralytic cases with 20 deaths was cut down to 9 cases in 1961 with one death and to 11 cases in 1962 with no deaths.

Remarkable progress can be seen in the control of diphtheria and typhoid fever.

Progress in the control of whooping cough is also encouraging.

Influenza, however, is still largely uncontrolled with epidemics occurring every two to three years.

The Board constantly monitors for radiation fall-out and is prepared for wide-scale operation in an emergency.

Aid to counties is a pressing need at the present time in order to enable Local Health Departments to add sufficient staff to cope with immediate public health problems.

We will have presented for your consideration legislation authorizing the State Board of Health to intensify its study of the Air Pollution problem in the State and to encourage adoption of measures to abate these hazards.

#### THE SANATORIUM SYSTEM

Tuberculosis is treated in four sanatoriums—McCain, Black Mountain, Wilson, and The Gravely Sanatorium at Chapel Hill.

The system is extremely well administered under Dr. Henry Stuart Willis, Superintendent and Medical Director, and Ben H. Clark, Administrator. Costs of operation compare most favorably.

Treatment has improved remarkably. The average stay in 1950 was 16 months; now it is less than seven months.

There is a slight increase in admissions with a drug-resistant bacilli which could create serious future problems. There is also a shift in the age of the patients with the largest group now being elderly people, and this also could create some future problems. Both of these situations could cause increased costs in the next biennium which we cannot now anticipate.

To determine just where we stand, I appointed an Advisory Committee on Tuberculosis and they have just made a report. This indicates there is still much work to be done in public health and other areas and we are taking the recommended steps.

## ATOMIC ENERGY

The use of atomic energy will have growing meaning for the people of this State, and its regulation, development, and control are supervised and coordinated by a group of businessmen, educators, and public employees constituting the North Carolina Atomic Energy Advisory Committee.

We have six subcommittees, Agriculture, Medicine and Public Health, Education and Research, Power, Industry and Labor, and Radiation Standards, all concerning themselves with vital problems.

A number of State institutions and agencies are involved with the problems and opportunities of atomic energy, and industrial development will be assisted by our clear understanding of the possibilities.

The Committee has recommended for our consideration certain legislative action, which I believe would be of benefit to us, especially relating to regulation, licensing, and supervision.

## SPACE TECHNOLOGY

Space projects have not naturally sought North Carolina because we were not located to provide a launching site, and did not have the basic aircraft industry, but there will be many things we can contribute to the exploration of space secrets, and many benefits we can derive from this contribution. Right now we are working on a program which will do just this.

The development of stronger departments in engineering and the physical sciences is a major effort, and these and related fields must receive our complete support as we chart our course into a century of technology and change.

We are going to continue to drive to develop the educational contributions to the atomic and space age, drawing together the brains and resources of industry, business, education and government to plan our place in this fantastic future.

## UTILITIES

The regulation of utilities is under the chairmanship of Harry T. Westcott, who is doing a conscientious and able job, along with his colleagues.

At his suggestion, I recommended that a thorough study be made to bring our utilities laws up to date and this has now been done.

I hasten to point out to you and for the record the facts we point out almost daily to industrial prospects. Statistics disclose that our electric rates with the exception of several relatively small areas, are well below the national average; residential rates are 10% lower and commercial and industrial rates are 25% to 30% lower. North Carolina rates are lower than those in our neighboring states. In the past two years the generating capacity has been increased from 3,624,983 kilowatts to 4,435,833 kilowatts and this is dramatic proof of economic growth.

The number of telephones in service in North Carolina are increasing at the rate of approximately 65,000 per year. Held orders have decreased from 37,000 in 1954 to less than 3,000 at present.

The present Commission operating under the present laws has done an outstanding job, and this fact is so recognized at the national level.

Give them clearer laws and they will do an even better job.

We need a full-time legal advocate for the public.

We need a full-time rate expert representing the public.

There is a need to define the lines between the private companies and the cooperatives. We need to change the method of increasing rates under bond prior to any hearing.

There is a need to have a workable and understandable rate-making law, protecting the public and fair to the companies.

The General Statutes Commission will present a report and recommendations to you, and in addition you will have available the study made by Mr. Edward Hipp and the recommendations of our own Utilities Commission.

#### RURAL ELECTRIFICATION

The North Carolina Rural Electrification Authority, under the chairmanship of Gwyn B. Price, has successfully promoted an expansion program which now has 98% coverage in dependable electric service and dependable telephone service for 50% of our rural people, reaching 212,000 consumer members.

The growing problem of duplication of service must be solved with fairness to all, especially the rate payer, and this will be one of our jobs during this session.

#### MENTAL HOSPITALS

The North Carolina mental care system is not only in the mainstream of America, John Umstead has put it in the first flotilla, and the professional leadership of Dr. Eugene Hargrove will keep us setting an example for the rest of the Nation.

To a great extent our potential rests with the mental health of our people. We have risen above the old concept of custodial care. Our philosophy now, rising from the public attitude and spirit and promoted by professional knowledge is treatment and rehabilitation.

While yearly admissions have risen extraordinarily, the average daily population of the hospital has almost leveled off. For the first time, this halts a rise in resident population which has been going on since the establishment of the hospitals. This has been accomplished, of course, only by the discharge rate keeping pace with admissions which means a much more active treatment program within our hospitals.

We are requesting support for additional research.

The guide line for the future in North Carolina is the development of an integrated comprehensive patient-family-community oriented system of care for major and minor mental disturbances, including mental retardation.

You will also be asked to consider the establishment of a Mental Health Department which will expand the scope of services.

North Carolina is in a position to play a leading role in a national trend toward the maximum realization of human resources through research, training, and service in the mental health field.

#### MUSIC

The North Carolina Symphony, under the leadership of our imaginative pioneer, Dr. Benjamin Swalin, adds to the enrichment of the education of our children across the State, as it presently begins its Eighteenth Annual Tour. We must assure the permanent establishment of the Symphony.



## DRAMA

The outdoor dramas, a North Carolina creation, give us a first ranking position and add to the appeal to tourists and the enjoyment of our citizens.

## ART

The North Carolina Museum of Art continues to amaze visitors, influence industrial prospects, enrich the lives of our young people and reflect credit on our State.

Dr. Justus Bier, Director, internationally recognized, has carried on his work with great skill and imagination. The exhibition on Tilmann Riemenschneider last fall, supported by the governments of France, the Netherlands and West Germany, was a tremendous success with our people, and widely reported in popular as well as in art periodicals. LIFE magazine, for example, devoted eight full-color pages to the North Carolina exhibition and carried one of the exhibition sculptures on the cover of its Latin American edition.

During the year the Kress Foundation turned over to the State the title to the 72 works of art valued at \$2.5 million. The total value of our collection is about \$7.5 million.

## TRAFFIC SAFETY

We continue to be disturbed by the national increase in traffic accidents. One of our positive accomplishments has been the establishment of the privately-endowed North Carolina Traffic Safety Council, which is digging hard for solutions.

I have already outlined publicly a program which I think will save some lives. All of our experience in this and other states indicates drastic action is necessary if you really want to reduce injuries and fatalities. I will send you a special message relating to this problem.

## COURT IMPROVEMENT

The people voted for the amendments to improve the administration of justice.

Appropriate research material for legislation is being prepared by a committee of representatives of the General Assembly, the Bar Association, the Judicial Council, and the public. This will be presented to your proper committees for guidance in determining what actions might be taken this year. I think the public expects us to start implementation.

In addition, the Judicial Council will make meritorious recommendations for the general improvement of the courts and court procedure.

## STATE PERSONNEL

Personnel Administration has made continuing progress in the past two years, and is now under the direction of Walter E. Fuller, an able civil servant. In this area, continued progress and accomplishments are of utmost importance, not only to recognize fairly the many capable and conscientious employees of the State, but also to meet the future needs for competent management and leadership. The dynamic nature of State government makes imperative that we maintain an employment atmosphere attractive to the highest caliber of well-trained and qualified career employees; more emphasis will be needed on the development and training of our personnel.

A longevity pay plan, as provided by the Enabling Act passed by the last Legislature, has been adopted by the State Personnel Council, and I have recommended that the State Personnel Council study the feasibility of increasing these payments.

Contrary to the belief of many, there are a good number of State employees who do not enjoy the commonly referred to standard workweek of 40 hours. Significant improvements have been made—for example, in our mental institutions some 900 employees have had their working hours reduced since July 7, 1961. On January 1, 1962, the hours of custodial employees of the Prison Department were reduced from 60 to 48 hours. Five years ago these employees worked 72 hours per week. The objective is to get and keep better guards, and you can see the quality of the work reflected in the reduction in hours.

The 1961 Appropriation Act included a salary adjustment fund for each of the two years. During the past two years, the State Personnel Council has authorized salary range revisions for some 200 classes of positions which included approximately 8,000 employees.

Although this is not in the budget, we need a continuation of a salary adjustment fund to be provided in the 1963-65 budget. You will receive requests for across-the-board salary increases which are not set forth in the budget. You will receive requests for higher salaries for professional personnel. I recommend that the joint appropriations committee study these three problems so that we might reach fair and equitable decisions.

#### COUNTY GOVERNMENT

I am pleased to report much success in the cooperation between State government and the one hundred counties.

The State and the counties are partners in the financing of public schools, in the financing of community colleges, in the support of industrial education centers, in the administration and financing of public welfare and public health, in library operation, hospital construction, and agriculture extension. We work with them in the development of plans for roads and water resources and many other programs.

Last year I was privileged to attend their national meeting and observed that most other states look to North Carolina as a model of cooperation which they hope to achieve.

We have sought the advice and suggestions of county officials in all things relating to joint responsibilities, and they have been most cooperative and helpful.

We shall continue to seek their assistance, and shall continue to furnish advice available to us and to assist them in every possible way in the discharge of their responsibilities.

We cannot hope to make progress unless county officials are willing to do their share, to accept their responsibilities, and to lead out in education and other programs vital to the future of our people.

#### CITIES AND TOWNS

Thirty years ago only twenty-five percent of our citizens lived in town. Now it is forty percent. In the perspective of history, it will be but an instant before a majority of North Carolinians are city residents.

As people crowd together, their problems multiply geometrically, and they need help.

There are three ways in which the State can assist: (1) with money; (2) with enabling legislation; and (3) with planning and advisory services. I propose action in all three categories.

There is a way in which the State can give financial aid and save itself money. I have instructed the Highway Department to set up a revolving fund for the advance acquisition of highway rights-of-way. Where future thoroughfares are engineered, the State can use its money to purchase and hold rights-of-way until the project is constructed. Then the cities will reimburse their share. This procedure is a major step forward in State-municipal relationships.

We can clear the way for cities to help themselves, and I will propose and support several measures for protection of right-of-way, protection of open spaces, tightening of Powell Bill procedures, and other changes which should help the towns and cities.

Finally, we can give all the cities a point of contact in State government where they can receive planning advice, economic development assistance, and find an advocate with Federal agencies.

#### COMMUNITY PLANNING

In striving for the economic and educational growth of our people, I know that we must always be aware that rapid growth brings not only benefits but also problems.

To cope with these problems of development in a sound and orderly manner, sound planning principles must be employed. Our larger cities are meeting the problem by employing professional planning staffs. Our smaller communities, however, often lack the financial resources to do this even though the problems confronting them are not less acute than those of the larger cities.

In recognition of this problem, the General Assembly of 1957 authorized the creation of a Division of Community Planning within the structure of the Department of Conservation and Development. Since its activation, the Division has concentrated its efforts in the smaller municipalities and counties having populations of less than 50,000 persons. After the first full year's operation, in late 1958, the Division was serving only four municipalities. Now, some four years later, sixty-seven municipalities and eleven counties are being served and additional communities are being added to the list as rapidly as assistance can be provided.

We can avoid the crowded cities, the slums, the breeders of crime and disorder, by making planning a part of our growth.

#### RECREATION

The North Carolina Recreation Commission under the leadership of Ralph J. Andrews, its imaginative director, primarily is in the business of furnishing advice and stimulus to public, private, and commercial recreation interests throughout the whole State.

North Carolina of the future will need vast recreational facilities. People will be living in more crowded conditions, predictions have been made that we will have one vast city ranging from the Research Triangle to Charlotte, leisure time is a certainty, and more millions will be traveling to Variety Vacationland for recreation.

Only a few years ago, we were giving little or no attention to the development of recreation; now it is suddenly important. We have asked the North Carolina Recreation Commission to draw together all agencies directly or indirectly concerned with recreation, and to plan now for the 1980's.

#### FORESTS

We are doing much with our natural resources and, of equal importance, are practicing conservation measures that will enhance their value for future generations.

Management practices and fire control programs of our forest land make us a leader in these programs in the Southeast. The assistance being rendered to woodland owners by our State Forest Service continues to be of considerable value to local economy and our forest tree seedling program is helping to insure an abundant growth of trees for the future. Some 43 million seedlings will be sold this year and increased interest in the program indicates even greater distribution for the coming years.

The serious loss of woodlands from forest fires has been reduced through modern fire fighting techniques and equipment. During the past two years the average size of our forest fires has been reduced drastically and the percentage of protected acreage actually burned has been brought to a new low figure.

#### PARKS

We must not ignore the preservation and protection for the benefit of our people those things of our natural and native surroundings that are so much a part of the beauty and history of our State. Over the past two years State Parks were visited by more than three and one-quarter million people, an all-time high attendance figure. As our State continues to grow economically and industrially, the demand for park facilities will increase rapidly. During the past two years two new areas have been added to bring to 13 our total of State Parks.

We also have been expanding greatly the facilities at Kerr Reservoir under the Kerr Reservoir Development Commission.

The North Carolina National Park, Parkway and Forest Development Commission concerns itself with the development of the Great Smoky Mountains National Park, the Blue Ridge Parkway and the North Carolina National Forests. This spring we have called a conference on outdoor recreation in the Appalachian which should be of great help in the development of Western North Carolina.

The Hatteras National Seashore Park Commission is concerned with the development and promotion of the greatest seashore park in the country.

We need to plan today for adequate parks for the future.

#### WILDLIFE

The Wildlife Resources Commission is supported from hunting and fishing license fees and certain federal funds.

Headed by Clyde P. Patton, Executive Director, we have a program of intensive fish and game management building for the present use and protecting for the future use.

#### WATER RESOURCES

Water resources development in North Carolina has gained momentum rapidly during the current biennium under the direction of Harry A. Brown.

Steps aimed at full development of major river basins for purposes of water supply, water quality improvement, flood control, navigation, irrigation, and recreation are moving steadily ahead.

The completion of the W. Kerr Scott Reservoir on the Yadkin River will provide for future industrial development, for flood control, and many advantages including the growing demand for recreation facilities.

Similar possibilities are included in the 100-year plan for the comprehensive development of the Cape Fear Basin which is now under consideration by Congress.

Similar studies for the Neuse will be ready in 1963, and for the Upper French Broad in 1965. Surveys for the Catawba, New, and French Broad River Basins are in progress. Similar studies for the Yadkin, Broad, and Tar River Basins have been authorized.

Waterway development is moving forward at the fastest rate in the State's history.

Studies of the coastline are in progress. Hurricane protection plans for Carolina Beach, Fort Fisher, Wrightsville, Fort Macon, are authorized by Congress. Plans for protection against storm flooding for areas of Craven and Pamlico counties are near completion.

The State is a partner with New Hanover County, the Town of Wrightsville Beach, and the Federal Government in the Saline Water Conversion Research and Development Test Station.

North Carolina's statewide anti-pollution program has made great progress; all basins studies have been completed; 13 basins have been classified (90% of the State's area), leaving only 3 which will be completed by the end of this Session. Chairman Vivian Whitfield deserves commendation.

The eroding shoreline is particularly acute. Water Resources and a special committee headed by Woodrow Price are making extensive studies, and will have recommendations to make to you.

There will be other modest requests, but I hope you will see the importance, the new momentum, and will work to keep us moving rapidly to conserve and develop this great and valuable natural resource.

#### STATE PORTS

The State Ports Authority is adding new life to the economy of North Carolina in a way that will bring benefits for many years. No longer are we required to look to the north and the south for exports and imports, having some of our profits rub off as we of necessity relied on the ports of Norfolk and Charleston.

During the last biennium, we have completed a new warehouse and equipment garage at Morehead City and have acquired the former shipyard at Wilmington under a lease-purchase option.

We have also built at Wilmington a new T-head pier for the purpose of handling bulk liquid cargoes, and have seen new companies come in to use this and other port facilities.

Ports business has increased.

We need additional berths and warehouses if we are to stay in the competition.

Our sister states are moving rapidly. Port development is an important segment of our total economic development, as important as roads and airports. Our ports are fast approaching self-support, but we need now to make the wise investments which will keep our economy moving.

## HISTORY

This is the 376th year since the birth of Virginia Dare and the 300th anniversary of the Carolina Charter by King Charles II, and we are going to have many things remind us of a full and proud heritage.

We should not let this Tercentenary pass without building a Hall of History. We are the only State between Pennsylvania and the Gulf Coast without a proper place to display and preserve our history, and our documents are in constant jeopardy in their present temporary storage.

## LIBRARY

A strong State Library, supporting local libraries, is a part of a wise program of education, and indeed the extent of libraries is a measure of the civilization of a people.

One example of the work is the State Library Processing Center which orders, catalogs, processes and delivers ready for use books selected by participating libraries in 64 counties. Consultant services, extension services, and the State Aid to Public Libraries Fund are examples of other assistance to local communities and the very fine services directed by Mrs. Elizabeth H. Hughey.

We do not really have a library in the physical sense. We need this badly if we are to develop our facility properly, and it is believed that it should be built in conjunction with our Hall of History.

## PRISONS, PAROLES, PROBATION

You are the first General Assembly in at least two decades to be free from the responsibility of providing funds for a growing prison population. Your Prison Department is the only one in the nation with a decreasing population, and we expect a reduction of more than 1200 inmates from what the figure would have been if the average inmate population had continued to grow as it did from 1945 through 1961.

I am sure we are pleased when the cost of crime is reduced and the tax-dollar is saved. The savings in human resources, gainful employment, and the reduction in heartbreak and mental anguish are the most significant gains from stopping the growth of the prison population.

Close cooperation between the Prison Department and free-community agencies and citizens in aiding alcoholics has helped to remove many from the list of repeated offenders.

The rapid growth and remarkable success of the Work Release Program has attracted national and international attention. This program has not only helped to reduce the prison population by its effectiveness as a rehabilitation measure, but has also shifted the cost of supporting more than 1250 work release prisoners and their dependents from the State to the prisoners themselves.

Another especially noteworthy aspect of the Work Release Program is the fact that Court, Probation, Prison, Parole, Welfare, and Employment officials and personnel all have important functions in its development and operation. Credit for and pride in the success of this program is, therefore, widely shared.

We need to have the Work Release Law modified so that its proven value as a pre-parole program can be extended to prisoners serving sentences longer than five years.

We need to expand and extend the programs and measures conducted cooperatively by the Prison Department and the Hospitals Board of Control to determine what can and should be done for prisoners who are mentally ill or inebriates.

We need to make a comprehensive study of possible alternatives for treating the alcoholic offender.

We need to encourage and facilitate coordination of the programs of all agencies concerned with crime prevention and control, and in this regard I commend to you the recommendations of the Commission on Reorganization of State Government.

With rare exceptions it is far better to place a person on parole than to give an outright discharge from prison. Parole procedure provides some supervision and some help in readjustment and makes return to prison less likely. Of the last 7,000 paroled only 1.4% committed while on parole what would be termed really serious offenses.

We need additional parole officers to do the job in the proper manner, giving personal attention which will lessen the chances of return to prison. Reformation of the prisoner is the most important work of the Board of Paroles, and it is obvious that Chairman Johnson Matthews has made the policy work.

The financial side is no small matter. In the last two years alone over \$6 million has been saved by placing men on parole who otherwise would have been an expense to the prison system, and over \$700,000 has been saved in welfare payments to the families of these men. In addition, in the same period the men on parole have earned almost \$8 million on which they paid taxes to help support the men they left in prison, to say nothing of adding to the support of the schools for their children.

Probation also has been of significant value because it gives careful supervision to the person in trouble before he suffers the many bad effects of being in the prison system, associating with people who may cause additional trouble. The Probation system, under the able leadership of Charles Cohoon, is being used more and more by the judges, and if we are to make this work, to redeem lives, to save money for the State, we need additional probation supervisors.

We can supervise a man on probation or parole for a year at the cost of keeping him in prison for one month, and records show this person will earn his own money, pay taxes, and is less likely to get into trouble again.

These agencies, Probation, Prison, Parole, will continue to move forward in the two-fold task of protecting the public and rehabilitating offenders. We expect to reduce further the cost of crime by closer guidance, expanding rehabilitation programs for youthful offenders, alcoholics, and inmates needing medical and psychiatric treatment, by group counseling, pre-release preparation, academic and vocational education, and the expansion of the Work Release Program.

#### PUBLIC WELFARE

North Carolina is known across the Nation for its progressive public welfare program, a program which has placed great emphasis on a wide variety of services that help people to help themselves.

Despite this range of services, public welfare in North Carolina has been marked by economy of administration.

The 1961 General Assembly strengthened the public welfare program in a number of ways through both legislation and appropriations. These measures have all been implemented during the biennium to the end that grants are slightly higher for needy people and services are on a sounder basis.

Good as the record is, we are not doing enough in the public welfare area. We must see to it that every child deprived of the support and care of his parents has his basic needs for food, clothing, and shelter met at such a level that he can in turn take full advantage of educational opportunity and become a well-adjusted, self-supporting adult.

We will have some good recommendations coming from the special commission set up by the last General Assembly and under the chairmanship of former Senator Dallas Alford.

We also need to turn our attention to the necessarily high cost of medical care for the medically indigent and also for older people no longer able to work, not medically indigent, but with limited funds, who have worked hard all of their lives, who have not been able to save much from limited earnings, and who face having all of their life's savings wiped out by extended illness. I do not believe this is socialized medicine, and I do not believe it leads toward socialized medicine, and I do not think we can continue to ignore the needs of these people in the face of increasing medical care costs. We have a special committee working on the implementation of Kerr-Mills legislation and will have this available for your consideration.

#### SCHOOLS FOR BLIND AND DEAF

We have the State School for the Blind and Deaf at Raleigh, with Egbert N. Peeler as superintendent; and in Morganton the largest school for the deaf in the Nation, under the direction of Ben Hoffmeyer.

We also are in the process of building an additional school for the deaf at Wilson under authorization of the last session of the General Assembly. You are being asked to implement this new school, which is much needed to provide training for children who live in the eastern half of the State.

Also, we need to remember as we improve the public schools that this specialized training is also a part of public education, and should not be overlooked. These children need, too, the advantages of the increased appropriations which attract and hold the best possible teachers.

#### COMMISSION FOR THE BLIND

The North Carolina State Commission for the Blind, with H. A. Wood as its able secretary, charged with all services for the blind except the schools, has the support of volunteers to a degree unequalled in any other State in the nation.

In rehabilitation North Carolina has led the nation for the past 15 years in the number of blind persons rehabilitated into employment.

Home industries, medical services, prevention of blindness, restoration of vision are a part of this remarkable State service.

We will ask you to strengthen these services.

#### VETERANS

North Carolina has always made a heavy contribution in manpower to our nation's Armed Forces. As evidence of this, we have a veteran population of



some 436,000 persons. There are over 96,000 veterans and dependents in North Carolina now receiving some form of disability or death benefits, and it is significant to note that we have about 2,000 Tar Heels who were disabled in the so-called "peacetime" actions around the globe, since Korea. These men, together with their dependents, —widows, orphans and aging parents who lost sons—comprise about 45% of our population. Last year alone, Federal expenditures for veterans in North Carolina exceeded \$143,000,000.

For the most part, assistance in obtaining and continuing to receive these benefits must come from outside the Federal Government. These benefits are not automatic; entitlement must be proved. Such assistance is provided all over North Carolina through the work of the North Carolina Veterans Commission, headed by Collin McKinne.

#### CIVIL DEFENSE AGENCY

Recurrent international crises and the grave dangers that face our nation in this nuclear age leave little room for doubt that realistic civil defense is essential to our continued well-being and security as a free people. It is considered vital to our national diplomacy and generally accepted as part of our American defense. As such, it is vital to us as a State and as individual citizens.

North Carolina Civil Defense, established with a small coordinating agency operating under the Governor, directed by General Edward F. Griffin, has made outstanding progress during the biennium.

Emergency Services are established with responsibilities assigned to 27 State agencies and organizations. Training has been conducted by many of the services at State, area, and local levels.

Every county and 275 cities and towns in North Carolina have named local Civil Defense Directors. Eighty-three counties have Emergency Plans written and approved, and 159 cities and towns covered by published plans. These plans, prepared under supervision of the State Agency, meet Department of Defense criteria and enable the local agency to qualify for matching federal funds and government surplus property.

Nobody knows whether all these defense measures will ever have to be used, but as long as there is any possibility that they will be required to preserve our State and its people, the effort to establish and maintain a state of operational readiness is fully justified.

#### NATIONAL GUARD

The North Carolina National Guard is a volunteer organization composed of citizen-soldiers who devote part of their time to training to be ready for any State or National emergency requiring the services of disciplined and armed forces.

In the event of enemy attack, the National Guard has standing orders to mobilize immediately as a part of our civil defense plan and will serve in the State pending their call to Federal duty.

The organization consists of units of the Army and Air National Guard located in 102 cities and towns across the State. The Adjutant General Claude T. Bowers is an able and experienced veteran and administrator.

Financial support is provided jointly by the State and Federal Governments, with the bulk coming from national defense funds.

The field training periods conducted during 1961 and 1962 indicate that all units were in the best state of training and readiness ever achieved.

Notable in the achievements of the Army National Guard is the development and implementation of a Physical Fitness Program for all members of the Guard, developed with the assistance of the North Carolina Recreation Commission and physical educational personnel of North Carolina State College. The Chief of the National Guard Bureau was so impressed that he requested us to demonstrate the program to National Guard personnel of all the States. This was done at conferences held in Raleigh and Salt Lake City. As a result, the program has been adopted by the majority of the states and North Carolina has received much favorable comment and praise across the Nation.

The National Guard is now in the process of re-organization under the "ROAD" concept, along with regular army divisions. This is being done in a manner which will best serve the national defense interests, which is our primary goal in the North Carolina National Guard.

We should consider legislation authorizing the establishment of a North Carolina State Guard on a cadre basis. A cadre thus established, with a few volunteers in each community where National Guard units are now located, would provide for a rapid organization of a State Guard as a replacement for the National Guard in the event of mobilization for national service.

#### MEDICAL CARE COMMISSION

We can all be proud of the accomplishments of the North Carolina Medical Care Commission and William F. Henderson, the Executive Secretary.

During the past two years the Commission has approved 29 community health facility projects involving a total cost of \$34 million.

Under this program, North Carolina is leading the Nation in the number of medical care projects constructed.

With the State loan program, we have attracted 60 new students to medical careers in the mental hospitals and in the State's rural communities.

Our programs for the future concentrate on providing adequate personnel to staff our medical programs, and we are giving attention to attracting more people to health careers.

We are giving more attention to the development of long-term care programs to lessen the strain on acute general hospital beds, and to provide less costly services for the chronically infirm.

During this session, we will need to consider budget requests to encourage local facilities for the chronically ill, to aid in building mental health clinics, and to continue the student loan programs.

#### JUVENILE CORRECTION

The guidance, training and correction of juveniles who violate the law are responsibilities of the State.

North Carolina now enjoys the reputation of having one of the best correction and training programs in the Nation. This is carried out by the Board of Correction and Training under the dedicated direction of Blaine M. Madison.

Six schools across the State plus the new Juvenile Evaluation Center authorized by the last Session of the General Assembly constitute our institutions, and

their success and competence are measured by the fact that 90 percent of the children trained never again become involved with violations of the law.

The Juvenile Evaluation Center, providing services for the children from the six schools with acute emotional and behavior problems, treats those psychologically disabled, emotionally disturbed, and physically handicapped.

This Center is a significant forward movement toward our goal of providing therapy for children so they can solve their problems and return to their own communities as compatible and productive citizens.

It is not enough to rely on the correctional institution. Juvenile delinquency springs from many causes, and to the extent we can work on these causes we can reduce institutional treatment.

We have established the Governor's Committee on Juvenile Delinquency and Youth Crime, bringing together all of the various public and private agencies that can have an influence for the good of young people. This has met with enthusiastic response, and only last week this program was pointed out as a model for the other forty-nine states.

#### HIGHER EDUCATION

Recently I had a chance to outline the position of education beyond the high school when I spoke at the Methodist College in Fayetteville. This report, position, and projection was based on the study of Irving Carlyle's Commission on Education Beyond the High School, which in itself is a landmark in higher education in the State and Nation.

The Board of Higher Education is doing an excellent job and we are fortunate to have Dr. William C. Archie as Director. The report of the Board will soon be available and distributed to each of you, so I will not attempt to review its accomplishments in this message.

North Carolina has been able to attract able men and women to lead our institutions of higher education. President William C. Friday, the Chancellors, the college presidents all are giving outstanding leadership.

I hope you would consider four main objectives in higher education, and if you do, I think historians will look back to your session as the year North Carolina started getting ready for the space age. Certainly, countless generations of boys and girls will have their lives and opportunities made better by your actions.

The first objective is a better definition of the university, drawing closer together the three campuses, strengthening the position of each, providing for the expansion to Charlotte and other communities as they can justify professional and graduate training, giving us one great, strong university.

The second objective is to provide for greater cooperation with the private colleges, assuring that the influence of this great resource is not diminished. I have asked a special committee to work on this and I will keep you informed.

The third objective is to enrich the program at all of our State colleges, to prepare for the expansion which is sure to come, and to authorize four-year colleges at Wilmington, Charlotte, and Asheville.

The fourth objective is to establish under the Board of Education, in conjunction with our Industrial Education Centers, a system of comprehensive community colleges.

In your deliberations, you have a chance to set the philosophy which will turn our history, as your action gives to every boy and girl a finer chance to get ready for the competition of the space age.

## FISCAL AFFAIRS

Edwin Gill, State Treasurer, an outstanding public servant, shows why North Carolina is recognized as the State "where good government is a habit."

He reports "Sound fiscal policy has characterized North Carolina over a period of more than sixty years. Credit, of course, for this splendid record belongs to all of the fiscal agencies of the State, as well as to the General Assembly itself. The fact that our bonds are rated AAA, the highest rating given any State bonds, reflects the fact that North Carolina has managed her debt well, preserved a balanced budget, and carried on the general affairs of State in a businesslike manner."

The State Auditor, Henry Bridges, able guardian of public funds, reports sound fiscal management in State government.

## CONCLUSION

I have surveyed the various activities of our State Government. Each time I do this I come to see again that our Government is the people's massive, orderly effort to achieve together what no one of us can so well achieve alone.

During these two years we have been guided by the concept that the purpose of government is to serve the people, to assist in progress, to lead in education and economic development, to do it economically, efficiently, honestly, and always guided by the best interests of our progressive people.

Progress has been made—enough to show us that much more progress is possible.

The progress has been made with the lowest number of public employees and the lowest per capita tax rate consistent with the hopes and expectations of our citizens—fourth from the bottom in employees, next to the bottom in per capita tax expenditures.

The greatest thing in North Carolina is the faith and spirit of our people. It is that faith and spirit represented in this Legislature, which you exemplify as leaders of our people.

Now is the time to move forward. You and I have this joint responsibility.

The business for which the Joint Session convened having been accomplished, the Joint Session is dissolved, and pursuant to the motion heretofore made by Senator Scott at the Morning Session, the Senate stands adjourned to meet tomorrow morning at 10:00 o'clock.

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**THIRD DAY**

SENATE CHAMBER,  
Friday, February 8, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Scott for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Friday, February 8, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 5, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, Thursday, February 7, 1963 and at ten thirty A. M. Friday, February 8, 1963, the House of Representatives stands ready to receive the Senate in Joint Session at the hour of ten thirty.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President announces that in accordance with the Joint Resolution inviting the Governor to address a Joint Session of the Legislature the hour having arrived for the delivery of His Message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

## JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate T. Clarence Stone.

Senator Humber on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Terry Sanford, who delivers the following message:

*Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:*

I am happy to have the responsibility, imposed upon me by the Executive Budget Act, to come before the General Assembly to recommend the Budget for the 1963-65 biennium.

About this same time one year ago, the first memorandum was sent out asking all State agencies to submit their budget requests for study by the staff of the Budget Division, the Advisory Budget Commission, and the Governor. This was the beginning of a process that has consumed the time and thought of many people over the 12-month period which followed.

I would like to thank, on behalf of the State, the men of the Advisory Budget Commission. As you know, four of the six members serve in their capacity as chairmen of the House and Senate Finance and Appropriations Committees. These members are Representative Thomas H. Woodard, who also served as chairman; Senator James G. Stikeleather, Jr.; Senator Thomas J. White; and Representative J. Shelton Wicker. In addition to these members, Senator Ralph H. Scott and Mr. David S. Coltrane and later Mr. E. D. Gaskins served in the two appointed positions. I commend these men for their devotion and their service to North Carolina.

The first major objective in constructing the budget was to determine what would be required in order to continue all necessary State services and programs

at the existing level. This, as you know, we have come to call the "A" Budget. While the decisions are limited to determining exactly how much will be required to continue these services at the existing level, still much negotiation and study are necessary.

The "B" Budget provides for new programs, or for improvements or additions to existing programs. Of course, the "B" Budget is limited by the amount of money available, and I can assure you that there are many more needs than there is money to meet those needs. Public hearings were held, and the Advisory Budget Commission deliberated over a period of more than three months before the final decisions were made.

The Capital Improvements Budget is the third category of recommendations making up the total Budget. These are the requests for additional dormitories, additional hospital space, and other capital construction. The Advisory Budget Commission went out across the State for three and one-half weeks, traveling more than 1,800 miles, in order to have first hand knowledge of our various institutions.

The Capital Improvement Budget, like the "B" Budget, is limited by the resources available, and the pressures of both these areas of need had to be judged in making the final recommendations.

I am now submitting to you four documents: Volume I of the Budget, which contains the "A" Budget; Volume II, which contains the "B" Budget and certain summary statements; Volume III, which contains the Capital Improvement Budget; and Volume IV, a digest of all three of these budgets with a number of graphs and other illustrations.

At the front of Volume I you will find the Budget Report, which is a very concise and yet thorough summary of the total Budget. I am not going to use the Budget Message as a mere restatement of the Budget Report. Rather than make that duplication, I am sure you would benefit more by studying that Report at your convenience and at length.

I will use this occasion to discuss and emphasize the major decisions contained in the Budget.

#### THE GENERAL FUND

Of the three major operating funds, the General Fund is the largest (74 per cent of tax supported funds). It finances almost all programs other than Highway (including Motor Vehicles) and part of Agriculture.

The General Fund derives its revenue mainly from the income tax;(40 per cent), sales tax (36 per cent), and certain franchise and excise taxes. There are also various agency receipts and some Federal matching funds.

I am most happy to report to you that North Carolina is in an excellent financial condition. In 1961, our per capita income rose by five per cent, while the average percentage increase for the nation was only two per cent. We have had rapid growth both on the farms and in industry. Never has there been greater confidence in the economy of North Carolina.

I am happy to report we can continue to make sound progress without thinking about new taxes, and in fact I intend to recommend some tax relief.

This economic growth has produced additional revenue for the State, mainly in the personal income tax area. Other revenues have increased significantly, though not so dramatically as personal income. While our 1961 revenue estimates

were optimistic, they did not attempt to foresee this unusual prosperity. As a result, additional collections of revenue are now estimated to total \$77 million at the end of this biennium.

When savings from appropriated funds are added, we will have an opening balance (also called surplus) for the coming biennium of \$104 million. This balance is healthy, a sign of economic progress and economy in government, but it doesn't mean we will have all the money we need. This compares with \$74 million surplus which we had when the last Session of the General Assembly made up the last Budget. In other words, we needed a surplus of at least \$74 million this time just to be even with the board.

The official General Fund revenue estimates for the coming biennium total \$840,825,000. When you add the \$104 million to these estimates, we will have total General Fund resources of \$944,825,000 with which to finance General Fund programs.

Against these resources we had first to determine the amount required for the General Fund "A" Budget. This is \$814 million, to keep programs going at the existing levels of service.

The 1961 General Assembly appropriated \$779 million for these same programs in the present biennium. Thus you see we expect and estimate normal growth of our existing programs to be about  $4\frac{1}{2}$  per cent. Normal growth means that for about every 27 new students we need one more teacher and additional supplies. It means that as the population increases we must anticipate that more people will need hospital and other such services.

Therefore, to keep programs operating as they now operate we need "A" Budget expenditures from the General Fund of \$814 million, a  $4\frac{1}{2}$  per cent increase. Subtract this from the money available and we have left \$131 million.

We turn now to Capital Improvements. We found that we need to finance many construction projects. In effect, we were faced with the needs of four years. The Advisory Budget Commission decided that critical needs for improvement projects will require \$117 million and that certainly we should do no less than this.

In facing these critical needs we followed a very sound and conservative approach in the financing of this program by recommending \$67 million in direct appropriations to capital construction.

This means that we shall not have to ask the people for additional bonded indebtedness in the next two years.

The other funds needed for this construction program can be secured from self-liquidating funds, other receipts and a legislative bond issue. Such a legislative bond issue would be only two-thirds of the amount by which the State debt was reduced this biennium.

In considering the "B" Budget requests, major decisions were made in several areas. I will discuss, first of all, education.

The last General Assembly moved our public school program forward swiftly, and our State led the country in the rate of improvement. That took real political courage because they backed up their beliefs with the necessary money. The advance was a major one. The school tax has turned out to be one of the best investments we have ever made for our boys and girls. It cannot be repealed unless we want to repeal school improvements. We don't.

I firmly believe, and there are thousands across this State who believe with me, that the surest way in which we can give our people a better life is to prepare

our children to compete effectively in the age in which they live. We will make every effort to give our adults a better opportunity, through better training and more job opportunities, but the fact remains that our soundest investment is in our boys and girls. They still have the time to learn, their lives are not yet shaped to the patterns which restrict so many of us who are older. In them lies the hope of North Carolina.

We are recommending, therefore, that this State invest during the coming two years an additional \$51 million in our children. This program will provide:

- a teacher allotment formula which will provide the student more attention in the classroom.
- five days sick leave for teachers, the first and only sick leave teachers have had.
- aid for purchase of high school textbooks. \$4 per pupil.
- salary increases for teachers of three per cent in the first year, and two per cent in the second year of the biennium. This is not much but priorities were given to other things by education leaders, including teachers themselves.
- additional equipment for our Industrial Education Centers.
- other improvements in our school bus program, clerical help, and other functions.

In higher education we have many needs. One of the most pressing is the strengthening of our faculties to a point at which they can effectively match other institutions of similar status and character throughout the United States. We recommend that this can be done at a cost of \$7 million.

As was pointed out by the Governor's Commission on Education beyond the High School, we need to convert three of our Community Colleges into four-year institutions. To convert institutions at Charlotte, Wilmington and Asheville will cost \$2 million.

Also, as the Commission's report said, we need a system of two-year comprehensive community colleges to offer both college and technical-vocational training. These community colleges are to be developed as part of a large program, and should have local support and interest. To begin the development of this important system, the Board of Education needs \$1 million.

We turn now to the area of correction. A significant change is being recommended by sizable increases in Probation and Paroles programs, and a corresponding leveling off of Prison expenditures. Substantial savings to the State should be realized in that it costs approximately twelve times as much to keep a man in prison as it does to supervise him on probation. There are also the indirect savings to the Welfare Department by keeping the man on the job as a wage earner.

Further, the educational and rehabilitation services of the Prison Department have recommended increases. With these improved services, and the improvements recommended in the Paroles and Probations programs, we hope to continue North Carolina's enviable record of a decreasing prison population while the nation's prison population as a whole is increasing.

For mental institutions, we are recommending appropriations of \$52 million, an increase of \$9 million. This provides for the increase in the number of mentally retarded children coming under the care of our institutions under the "A" Budget concept, and for a significant improvement in the "B" Budget in the level of medical care and treatment service in all of our mental institutions.



Following approval by the voters for the Constitutional amendment authorizing salary increases for the members of the Council of State, we have recommended that the salaries of these elected officials be set at \$18,000. These loyal public servants have long been neglected, and I am happy to endorse wholehearted remuneration for their services which will be in keeping with the responsibilities they bear.

The "A" Budget also provides \$9 million for our long-established automatic and merit increment program for State employees.

#### AGRICULTURAL FUND

We are recommending an increase of about \$3 million for continued growth and for a number of programs essential to help improve our farm economy. I will mention four. First, our meat and poultry inspection program. Second, the Cooperative Agriculture Extension Service. Third, the food and drug control program, and fourth, the programs of marketing fruit and vegetables.

#### HIGHWAY FUND

The third major fund is the Highway Fund.

While it is still very strong, this Fund has not experienced the exceptional growth of our General Fund revenue.

Highway Fund revenues are derived almost entirely from the gasoline tax and motor vehicles license fees, supplemented by Federal Aid construction funds.

Since much the greater part of the Highway Fund Budget is dedicated to highway construction and maintenance, this Fund cannot be considered in the same way as the General Fund. As soon as a project is begun, the funds for completing that project are encumbered, and there are balances, of both State and Federal money, which are carried forward each year for completion of these projects. These factors prohibit a one-sentence analysis.

Let me generalize, however, by saying that there are sufficient revenues in the Highway Fund to continue both the Highway and the Motor Vehicles Departments at generally the same level at which they now operate.

This is no mean accomplishment, in view of the fact that during this biennium we have had the largest secondary road building program since the Scott farm-to-market roads.

Sufficient money is recommended to match all federal aid construction funds apportioned for North Carolina. As you know, our interstate and primary highway system is being developed as rapidly as possible, and this program will be continued.

However, it would be misleading for me to indicate that we are building all the roads we should. There simply isn't enough money and we have limited our recommendations to money which is now available in existing funds.

The major change in this area is the recommendation to eliminate Highway Fund diversions in the form of gasoline inspection fees not related to the administration of that program, and the cost of prison labor not actually used by the Highway Department. By ending these diversions, \$12 million is made available for Secondary Road construction, or an increase of 29% over that which would have otherwise been available.

Also of special significance is the addition of 25 highway patrolmen for the strengthening of our traffic safety program. We may need more. This support,

added to our increased attention to traffic safety engineering in highway construction and improvements, should help save lives and property of our people on the highways.

This, then is our Recommended Budget for 1963-65. It is a substantial budget, in that it totals \$1.8 billion when Federal and all other funds are added. However, it should be viewed in a proper perspective.

It must be remembered that in North Carolina there are no county roads, no county prisons, and that basic school support is provided by the State. This statewide philosophy has made it possible for us to get more from our tax dollar than any other state in the Union. We move forward with our 7-cent gasoline tax while other states demand the same 7 cents, or even 8 cents, in state taxes, and then depend on the counties to provide substantial road building and maintenance with revenues from local property taxes.

We must remember, that when we compare North Carolina to all the other states, with all of these factors in mind, we rank 49th in the Nation in the amount which is spent per person for governmental services.

When we compare the number of government employees in the same light, we rank 46th in the Nation.

When we compare the amount of debt each citizen must bear because of these same services, North Carolina ranks 46th.

Even with these comparisons in mind, however, we know that our State has moved to the forefront in many areas. Today, as in years past, we are sensitive to the needs of our people in schools, roads, hospitals, industry, agriculture, and all the facets of this modern world. Yet these services, at a very high standard, are within our means.

The growing needs of a growing people demand a forward-looking budget, a budget that matches the spirit of aggressive progress of North Carolina.

Progress with fiscal integrity is the tradition of North Carolina, and this tradition has been our guiding light in preparing and presenting the Budget for 1963-65.

Upon motion of Senator Scott, the Joint Session is dissolved, and the Senate returns to its Chamber.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Forsyth: S. B. 12, a bill to amend Chapter 62 of the General Statutes so as to eliminate right of Public Utilities to put suspended rates into effect under bond.

Referred to Committee on Public Utilities.

By Senator White: S. B. 13, a bill to make appropriations for current operations of the State Departments, Bureaus, Institutions, and Agencies, and for other purposes.

Referred to Committee on Appropriations.

By Senator White: S. B. 14, a bill to make appropriations to provide capital improvements for State Institutions, Agencies, and Departments.

Referred to Committee on Appropriations.

By Senator White: S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State Institutions and Agencies, such bonds to be issued without an election during the next succeeding biennium

in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 5, a joint resolution honoring the memory of A. Turner Grant, former member of the General Assembly.

The resolution is placed upon the Calendar.

H. R. 13, a joint resolution honoring the life and memory of John McKenzie Hargett, former member of the General Assembly.

The resolution is placed upon the Calendar.

Upon motion of Senator White, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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#### FOURTH DAY

SENATE CHAMBER,  
Saturday, February 9, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Scott for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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#### FIFTH DAY

SENATE CHAMBER,  
Monday, February 11, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Garriss for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jolly, Betty Lavender and Elizabeth McKinnie of Franklin County are made honorary pages of the Senate.

Upon motion of Senator Snow, Ann Clay Carmichael, Margaret M. Carmichael, Dottie Lou Sink, Lyn Johnson and Mary Mills Murray Folger, all of Surry County, are made honorary pages of the Senate.

Upon motion of Senator Shelton, the courtesies of the lobby are extended to Mrs. Lunsford Crew, wife of Senator Crew of Halifax County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to Mrs. Ben Sumner, wife of former Senator Ben Sumner of Rutherford County.

#### MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Terry Sanford:

*Mr. President, Mr. Speaker, Members of the General Assembly:*

The State Government is practicing all of the economy possible while moving forward the essential programs of education and service. The finances of the State have never been in better condition, the budget is balanced, and we will have no serious problems in keeping it balanced.

We are getting our money's worth. Compared to other states our taxes are modest. Because of our unique statewide approach we rank in the bottom five of the fifty states in tax expenditures, public debt, and in the number of public employees.

Even so, we can have a tax reduction at this time. To help those who need it most, I am recommending that you single out for tax relief the parent with children who must be educated.

While our North Carolina individual income tax law is basically fair and sound, the \$300 personal exemption for dependents is unrealistic in the light of present costs.

I recommend that this exemption be increased to \$500.00.

I also recommend that the newsboy sales tax be repealed for the reason it cannot be administered fairly.

We can also afford some relief to those burdened with the costs of illness, so I recommend that prepared medicines be exempt from the sales tax. We excluded prescriptions from the tax at the last session so it is only equitable that we exclude all medicines now.

Sincerely,  
TERRY SANFORD,  
*Governor of North Carolina.*

The message is referred to the Committee on Finance.

#### APPOINTMENTS

The President announces the appointments of the following standing Committees:

Committee on Agriculture: Senators Whitley, Chairman; Yates, Vice-Chairman; Shelton, Vice-Chairman; Bailey, Forsyth, Gurganus, Harrington, Horton, Humber, Jordan, Kirby, Long, Martin, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Scott, Simmons, Stikeleather.

Committee on Judiciary No. 1: Senators Yow, Chairman; White, Vice-Chairman; Williams, Vice-Chairman; Clark, Crew, Gurganus, Hatcher, Hollowell, Jolly, Jordan, Morgan of Harnett, Propst, Warren, Walton, Seay.

Committee on Judiciary No. 2: Senators Garriss, Chairman; Hamilton, Vice-Chairman; Snow, Vice-Chairman; Aydlett, Currie, Horton, Humber, Johnston, Jones, Kirby, Long, Martin, MacLean, Story.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Crew and Johnson: S. B. 16, a bill to increase exemptions for dependents for income tax purposes.

Referred to Committee on Finance.

By Senator Belk: S. B. 17, a bill to amend General Statutes 67-29, relating to the use of guide dogs accompanying blind persons in public conveyances.

Referred to Committee on Public Health.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 5, a joint resolution honoring the memory of A. Turner Grant, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

H. R. 13, a joint resolution honoring the life and memory of John McKenzie Hargett, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12:00 M.

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#### SIXTH DAY

SENATE CHAMBER,

Tuesday, February 12, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to Mr. and Mrs. William Conrad Sells of Iredell County and Haskell Lee Sells, II, Andrew Sells and Charles A. Gallyon, II, are made honorary pages of the Senate.

Upon motion of Senator Crew, Anne Boone Shelton, daughter of Senator Shelton of Edgecombe County, is made an honorary page of the Senate.

Upon motion of Senator Scott, S. R. 11, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating February as American History Month, is taken from the Committee on Higher Education and placed upon today's Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Garriss and James: S. B. 18, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Thomasville, and to amend Chapter 196 of the Private Laws, 1929, as amended by Chapter 248 of the Session Laws of 1949 and Chapter 15 of the Session Laws of 1961, so as to provide the election officials for the city of Thomasville by the Davidson County Board of Elections, the consolidation of the city of Thomasville and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Thomasville and Davidson County.

Referred to Committee on Judiciary No. 2.

By Senator MacLean: S. B. 19, a bill to permit an election in the town of Lumberton on the question of off-premise sale of beer and wine.

Referred to Committee on Propositions and Grievances.

By Senators Garriss and James: S. B. 20, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Lexington, and to amend Chapter 5 of Public Local Laws, 1941, Sections 11, 13, 14 and 15, so as to provide the election officials for the city of Lexington by the Davidson County Board of Elections, the consolidation of the city of Lexington and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Lexington and Davidson County.

Referred to Committee on Judiciary No. 2.

By Senators Garriss and James: S. B. 21, a bill to amend Chapter 160 and Chapter 163 relating to the regulation of elections in the cities of Lexington and Thomasville applicable only to Davidson County and the cities of Lexington and Thomasville.

Referred to Committee on Judiciary No. 2.

By Senators Story and Strong: S. B. 22, a bill to define and establish the senatorial districts of the State and to apportion the membership of the Senate to the several senatorial districts.

Referred to Committee on Election Laws and Legislative Representation.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee Substitute for S. B. 3, a bill creating a Legislative Building Governing Commission.

Referred to Committee on Rules.

H. R. 19, a joint resolution relating to assignment of offices to members of the General Assembly.

Referred to Committee on Rules.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 11, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating February as American History Month.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

## REPORT OF RULES COMMITTEE

Senator Scott for the Committee on Rules submits the following report and recommendations that the temporary rules of the Senate be amended as follows:

Amend Rule 11A—Yielding the floor—by adding a Subsection thereto to be designated as Subsection (a) or other appropriate designation; to read as follows:

A Senator who has the floor may yield the floor to another Senator only for the purpose of allowing the other Senator to state a question. Only the Chair may award the floor to any Senator for the purpose of allowing that Senator to engage in general debate.

Amend Rule 12—Extending Courtesies—delete present Rule 12 and rewrite the same as follows:

Courtesies of the floor and galleries shall be extended only by the President on his own motion or by the President upon written request of a member of the Senate. Courtesies of the lobby shall be granted only to those to whom the courtesies of the floor is granted.

Amend Rule 13—Speaking from lectern—by adding a Subsection thereto to be designated as Subsection (a) or other appropriate designation; and to read as follows:

By permission of the President any member of the Senate may address the Senate from the lectern located on the floor before the dais for the purpose of explaining a bill or resolution, stating a point of personal privilege or for the purpose of debate.

Amend Rule 16—General decorum—by deleting the present Subsection (e) and rewriting the same as follows:

(e) Smoking shall not be allowed on the floor or galleries of the Senate during sessions.

Amend Rule 31—List of Standing Committees—amend Rule 31 by adding a new committee to be designated as the "Committee on Highway Safety". Further amending Rule 31 to number the new "Committee on Highway Safety" as number "12" (to preserve the alphabetical number of Committee listings) and renumbering the other Committees accordingly.

Amend Rule 33—Membership of committees; quorum—Amend Rule 33 by deleting the words "Lieutenant Governor" and inserting in lieu thereof "President" where the same now appears in said Rule.

Proposed new Rule 33A—Amend the Rules by adopting a new Rule to be designated as "33A" to read as follows:

Procedure in the committees shall be governed by the rules of the Senate, so far as the same may be applicable to such procedure; except that no roll call vote may be required in committee.

Amend Rule 38 (b) by rewriting Subsection (b) thereof as follows: When a Public Bill is introduced, twenty duplicate copies thereof shall accompany the bill, or more copies upon order of the Principal Clerk, and twenty duplicate copies shall accompany a local bill.

Amend Rule 47—Calendar; order to be followed—by rewriting the same as follows:

The President and the Principal Clerk of the Senate shall see that all bills are acted upon by the Senate in the order in which they stand upon the calendar, unless otherwise ordered as hereinafter provided. The published calendar shall include all bills reported favorably from committees, or reports with a minority report attached, or placed on the calendar on motion; provided, that the published Local Calendar may carry the number of each bill, the county or counties referred to, and an abbreviated statement of the title of the bill.

Proposed new Rule 52A—Amend the Rules by adopting a new Rule to be designated as 52A as follows:

Rule 52A—Bills postponed indefinitely—When a bill has been postponed indefinitely by the Senate, the bill shall lie upon the table, and shall not be taken therefrom except by a vote of two-thirds of the Senators present.

Amend Rule 53—Taking a bill from table—by rewriting the same to read as follows:

No bill which has been laid upon the table shall be taken therefrom except by a vote of two-thirds of the Senators present.

Amend Rule 60—Duties of pages—by striking out “fourteen” as it appears in said rule and inserting in lieu thereof the word “twenty”.

Amend Rule 66—Privileges of floor—by rewriting the same as follows:

No person except members of the Senate, members of the House of Representatives, clerks, pages and members of the General Assembly designated by the President, Judges of the Supreme and the Superior Courts, the Governor and Council of State, former members of the General Assembly, and persons particularly invited and extended the privileges of the floor by the President shall be admitted to the floor of the Senate during its Session; provided: no registered lobbyist shall be admitted to the floor of the Senate or Senate Chamber while the Senate is in Session.

Delete Present Rule 67 by rewriting the same as follows:

Rule 67—News gallery—Representatives of news media may occupy space in the news gallery under such rules as the news representatives may mutually agree upon, subject to the approval of the President. At least one copy of each bill and resolution introduced may be furnished to news media in the news gallery at the time of introduction by depositing same in the pneumatic tube receptacle located at the end of the clerk's desk before the dais; the pneumatic tube shall be used for no other purpose.

The report of the Rules Committee as submitted by Senator Scott is adopted and upon his motion the rules of the 1961 Session, as amended, are adopted as the permanent rules of the 1963 Session.

Upon motion of Senator Hamilton, the Senate adjourns in honor and memory of the birthday of President Abraham Lincoln, to meet tomorrow at 12 M.



## SEVENTH DAY

SENATE CHAMBER,  
Wednesday, February 13, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. Harvey T. Whaley, pastor of the Ridge Road Baptist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the floor to former Senator Archie Davis of Forsyth County.

The President extends the courtesies of the floor to Congressman L. H. Fountain of the Second District, of Edgecombe County.

## ENROLLED BILLS

Senator White, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. R. 5, a joint resolution honoring the memory of A. Turner Grant, former member of the General Assembly.

H. R. 13, a joint resolution honoring the life and memory of John McKenzie Hargett, former member of the General Assembly.

S. R. 11, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating February as American History Month.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Scott, for the Committee on Rules:

House Committee Substitute for S. B. 3, a bill creating a Legislative Building Governing Commission, with a favorable report, as amended.

Upon motion of Senator Scott, the rules are suspended and the bill is placed upon today's Calendar.

H. R. 19, a joint resolution relating to assignment of offices to members of the General Assembly, with a favorable report, as amended.

Upon motion of Senator Scott, the rules are suspended and the resolution is placed upon today's Calendar.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 18, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Thomasville and to amend Chapter 196 of the Private Laws, 1929, as amended by Chapter 248 of the Session Laws of 1949 and Chapter 15 of the Session Laws of 1961, so as to provide the election officials for the city

of Thomasville by the Davidson County Board of Elections, the consolidation of the city of Thomasville and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Thomasville and Davidson County, with a favorable report.

S. B. 20, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Lexington and to amend Chapter 5 of Public Local Laws, 1941, Sections 11, 13, 14, and 15, so as to provide the election officials for the city of Lexington by the Davidson County Board of Elections, the consolidation of the city of Lexington and Davidson County Election Books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Lexington and Davidson County, with a favorable report.

S. B. 21, a bill to amend Chapter 160 and Chapter 163 relating to the regulation of elections in the cities of Lexington and Thomasville applicable only to Davidson County and the cities of Lexington and Thomasville, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan and Hamilton: S. R. 23, a joint resolution relating to salaries and working hours of State employees.

Referred to Committee on Appropriations.

By Senator Yow: S. B. 24, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission.

Referred to Committee on State Government.

By Senator Walton: S. B. 25, a bill to repeal Chapter 57 and Chapter 532 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

Referred to Committee on Judiciary No. 1.

By Senator James: S. B. 26, a bill to transfer Richmond County from the Eighth to the Seventh Congressional District.

Referred to Committee on Congressional Districts.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 28, a joint resolution honoring the life and memory of D. G. Bell, former member of the General Assembly.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows: House Committee Substitute for S. B. 3, a bill creating a Legislative Building Governing Commission.

Upon motion of Senator Scott, the amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments, by special messenger.

H. R. 19, a joint resolution relating to assignment of offices to members of the General Assembly.

Upon motion of Senator Scott, the amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments, by special messenger.

#### APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Conservation and Development: Senators Midgett, Chairman; Saunders, Vice-Chairman; Hanes, Vice-Chairman; Bailey, Forsyth, Hamilton, Humber, Jones, Johnson, Long, Meares, Seay, Shelton, Story, Warren, Whitley.

Committee on Courts and Judicial Districts: Senators Jolly, Chairman; Garriss, Vice-Chairman; Morgan of Harnett, Vice-Chairman; Crew, Gurganus, Hamilton, Hollowell, Jones, Hatcher, Martin, Propst, Walton, Warren, Williams, White, Yow.

Committee on Insurance: Senators Jordan, Chairman; Williams, Vice-Chairman; Morgan of Harnett, Vice-Chairman; Brantley, Clark, Forsyth, Hatcher, Horton, James, Jolly, Kirby, Propst, Stikeleather, Walton, White, Yow.

Committee on Manufacturing, Labor and Commerce: Senators Morgan of Cleveland, Chairman; Forsyth, Vice-Chairman; Harrington, Vice-Chairman; Garriss, Gurganus, Hatcher, Hollowell, Johnson, Jones, Meares, Mills, Propst, Saunders, Shelton, Strong.

Committee on Public Health: Senators James, Chairman; Walton, Vice-Chairman; MacLean, Vice-Chairman; Clark, Gurganus, Johnson, Johnston, Jones, Long, Mills, Morgan of Cleveland, Saunders, Scott, Snow, Story.

Committee on Public Roads: Senators Belk, Chairman; Scott, Vice-Chairman; Stikeleather, Vice-Chairman; Brantley, Forsyth, Garriss, Hanes, Harrington, Hatcher, Hollowell, James, Johnson, Johnston, Jordan, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Shelton, Simmons, White, Yates.

Committee on Public Utilities: Senators Stikeleather, Chairman; Crew, Vice-Chairman; Midgett, Vice-Chairman; Belk, Clark, Forsyth, Garriss, Hollowell, Horton, Johnson, Johnston, Long, MacLean, Saunders, White, Yow.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### EIGHTH DAY

SENATE CHAMBER,  
Thursday, February 14, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### ENROLLED BILLS

Senator White, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 19, a joint resolution relating to assignment of offices to members of the General Assembly.

S. B. 3, an act creating a Legislative Building Governing Commission.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Strong and Story: S. B. 27, a bill to abolish capital punishment and to amend G. S. 148-58 relating to the eligibility of prisoners for parole.

Referred to Committee on Judiciary No. 1.

By Senators Strong and Story: S. B. 28, a bill ratifying a proposed amendment to the Constitution of the United States of America relating to the payment of poll or other taxes as a prerequisite to the right to vote in Federal elections.

Referred to Committee on Constitution.

By Senator Williams: S. B. 29, a bill to authorize the use of the General Registration Books of Stanly County by the voters of the city of Albemarle in all primary, general, regular and special elections held in the city of Albemarle, and to amend Chapter 716 of the Session Laws of 1951, being a part of the Charter of the city of Albemarle relating to primary elections in said city.

Upon motion of Senator Williams, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Crew: S. B. 30, a bill to amend the Constitution of North Carolina so as to create and automatically apportion five senatorial offices to the five most populous senatorial districts and to regulate the establishment and apportionment of senatorial districts and offices by law; to prescribe a general election on constitutional amendments on July 1, 1963, and to amend Article 1 of Chapter 120 of the General Statutes in keeping with the constitutional amendments.

Referred to Committee on Constitution.

By Senator Garriss: S. B. 31, a bill to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies.

Referred to Committee on Judiciary No. 2.

By Senator Story: S. B. 32, a bill to amend G. S. 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County.

Referred to Committee on Counties, Cities and Towns.

By Senator Morgan of Harnett: S. R. 33, a resolution inviting the National Commander in Chief of the Veterans of Foreign Wars to address the Senate on the seventh of March, 1963.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the resolution is placed upon its immediate consideration.

The resolution is unanimously adopted.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 39, a joint resolution honoring the memory of the Honorable Edwin R. Johnson, former member of the General Assembly from Currituck County.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 28, a joint resolution honoring the life and memory of D. G. Bell, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

S. B. 18, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Thomasville and to amend Chapter 196 of the Private Laws, 1929, as amended by Chapter 248 of the Session Laws of 1949 and Chapter 15 of the Session Laws of 1961, so as to provide the election officials for the city of Thomasville by the Davidson County Board of Elections, the consolidation of the city of Thomasville and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Thomasville and Davidson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 20, a bill to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Lexington and to amend Chapter 5 of Public-Local Laws, 1941, Sections 11, 13, 14 and 15, so as to provide the election officials for the city of Lexington by the Davidson County Board of Elections, the consolidation of the city of Lexington and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Lexington and Davidson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 21, a bill to amend Chapter 160 and Chapter 163 relating to the regulation of elections in the cities of Lexington and Thomasville applicable only to Davidson County and the cities of Lexington and Thomasville.

Passes its second and third readings and is ordered sent to the House of Representatives.

## APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Election Laws and Legislative Representation: Senators Williams, Chairman; Johnston, Vice-Chairman; Midgett, Vice-Chairman; Belk, Brantley, Currie, Humber, Johnson, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Story, Walton, Warren, Yow.

Committee on Congressional Districts: Senators Hamilton, Chairman; Martin, Vice-Chairman; James, Vice-Chairman; Jolly, Kirby, MacLean, Saunders, Scott, Seay, Strong, Whitley, Yates.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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NINTH DAY

SENATE CHAMBER,  
Friday, February 15, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 34, a bill to authorize the city of Roanoke Rapids to exchange certain real estate.

Referred to Committee on Counties, Cities and Towns.

By Senators Strong and Story: S. B. 35, a bill to provide for the election of members of county and city boards of education on a nonpartisan basis.

Referred to Committee on Education.

By Senators Strong and Story: S. B. 36, a bill to establish and fix tenure of teachers who have achieved graduate certificates in the North Carolina public school system.

Referred to Committee on Education.

By Senator Morgan of Cleveland: S. B. 37, a bill to amend Chapter 108 of the General Statutes of North Carolina so as to exempt certain colleges from license requirements for public solicitations for funds.

Referred to Committee on Finance.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Thursday, February 14, 1963.

*Mr. President:*

Pursuant to S. B. 3 entitled a bill to be entitled an act creating a Legislative Governing Commission, Mr. Speaker Blue has appointed the following committee on the part of the House of Representatives: Representative Uzzell for a period of four years; Representative Crawford for a period of two years.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The Chair appoints as a committee on the part of the Senate Senator White for a four-year term and Senator Williams for a two-year term, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8:00 o'clock.

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**TENTH DAY**

SENATE CHAMBER,  
Saturday, February 16, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott the Principal Clerk S. Ray Byerly calls Senator Hatcher to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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**ELEVENTH DAY**

SENATE CHAMBER,  
Monday, February 18, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the galleries to Mr. William O. Scott of Alamance County, and Wanda Scott is made an honorary page of the Senate.

Upon motion of Senator Belk, Elizabeth Roddey Dowd and Sally Carson are made honorary pages of the Senate.

The President of the Senate extends the courtesies of the floor to former Senator, now Judge William Copeland of Hertford County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 38, a bill to fix the compensation of the mayor and aldermen of the town of Valdese.

Upon motion of Senator Hatcher, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hollowell: S. B. 39, a bill to amend Subchapter VI, of Chapter 160 of the General Statutes pertaining to extension of corporate limits.

Referred to Committee on Judiciary No. 1.

By Senator White: S. R. 40, a joint resolution inviting the North Carolina Symphony to present a special concert to the members of the Legislature, their wives and invited guests.

Referred to Committee on Rules.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### TWELFTH DAY

SENATE CHAMBER,  
Tuesday, February 19, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### REPORT OF RULES COMMITTEES

Senator Scott for the Committee on Rules submits the following amendment to Rules 31 and 33.

Amend Rule 31 by adding to the list of standing committees a committee to be known as the Joint Committee on Libraries, and to be numbered as Committee



Number 18 in the list of standing committees; further amend Rule 31 by re-numbering said committees accordingly.

Amend Rule 33 by striking out the word "nine" in the Second Sentence of said rule and by inserting in lieu thereof the word "eleven".

Upon motion of Senator Scott, the Rules Committee report is adopted.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 2, a bill to fix the official name of the State Legislative Building, with a favorable report.

S. B. 25, a bill to repeal Chapter 57 and Chapter 532 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County, with a favorable report, as amended.

By Senator Scott, for the Committee on Rules:

S. R. 40, a joint resolution inviting the North Carolina Symphony to present a special concert to the members of the Legislature, their wives, and invited guests, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. B. 41, a bill to amend General Statutes 105-164.13 relating to exemptions and exclusions from retail sales and use tax. Referred to Committee on Finance.

By Senator Midgett: S. B. 42, a bill to amend Chapter 62 of the General Statutes so as to limit right of public utilities to put suspended rates into effect under bond.

Referred to Committee on Public Utilities.

#### APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Banks and Banking: Senators Forsyth, Chairman; Morgan of Cleveland, Vice-Chairman; MacLean, Vice-Chairman; Belk, Brantley, Currie, Garriss, Hanes, Jolly, Kirby, Long, Meares, Midgett, Mills, Saunders, Snow.

Committee on Constitution: Senators Currie, Chairman; Hollowell, Vice-Chairman; Warren, Vice-Chairman; Aydlett, Clark, Crew, Hamilton, Horton, Humber, Jones, Seay, Strong, Yow.

Committee on Counties, Cities and Towns: Senators Aydlett, Chairman; Brantley, Vice-Chairman; Jones, Vice-Chairman; Bailey, Hamilton, Hollowell, Saunders, Shelton, Snow, Stikeleather, Yates.

Committee on Higher Education: Senators Humber, Chairman; Meares, Vice-Chairman; Warren, Vice-Chairman; Aydlett, Belk, Clark, Crew, Garriss, Hanes, Jolly, Jordan, Morgan of Harnett, Saunders, Scott, Stikeleather, White, Williams, Yow.

Committee on Highway Safety: Senators Hatcher, Chairman; Clark, Vice-Chairman; Martin, Vice-Chairman; Belk, Hanes, Harrington, James, Jolly, Jordan, Kirby, MacLean, Mills, Morgan of Cleveland, Seay, Stikeleather, Story, Whitley.

Committee on Local Government: Senators Propst, Chairman; Harrington, Vice-Chairman; Simmons, Vice-Chairman; Crew, Currie, Hanes, James, Martin, Seay, Scott, Story.

Committee on Penal Institutions: Senators Brantley, Chairman; Gurganus, Vice-Chairman; Mills, Vice-Chairman; Aydlett, Hatcher, Johnson, Jordan, Kirby, Martin, Simmons, Snow, Walton, Warren, Yates.

Committee on Public Welfare: Senators Morgan of Harnett, Chairman; Currie, Vice-Chairman; Crew, Vice-Chairman; Aydlett, Bailey, Belk, Brantley, Gurganus, James, Jolly, Seay, Shelton, Strong, Whitley.

Committee on Retirement, Employment Security: Senators Johnston, Chairman; Jordan, Vice-Chairman; Bailey, Vice-Chairman; Brantley, Garriss, Hamilton, MacLean, Meares, Mills, Scott, Snow, Strong, Williams, Whitley.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### THIRTEENTH DAY

SENATE CHAMBER,

Wednesday, February 20, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yow: S. B. 43, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the incompetent's income for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 44, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the principal of the incompetent's estate for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 45, a bill to enable a guardian or trustee of an incompetent, with judicial approval, to declare a revocable trust irrevocable and to make the incompetent's life interest the subject of a public, religious, charitable, literary, scientific, historical, medical or educational gift.

Referred to Committee on Judiciary No. 1.

By Senator Strong: S. B. 46, a bill to amend Article III and Article IX of the Constitution of North Carolina for the purpose of making the status of the State Superintendent of Public Instruction that of an employee of the State Board of Education, and to require the State Superintendent of Public Instruction to be selected and employed by the State Board of Education on the basis of professional qualifications pertaining to the position.

Referred to Committee on Constitution.

By Senator Hollowell: S. B. 47, a bill to rewrite Chapter 700 of the 1949 Session Laws of North Carolina relating to the planning, zoning, subdivision and building control authority of the city of Gastonia.

Referred to Committee on Judiciary No. 1.

By Senator Simmons: S. B. 48, a bill to establish the county line between Duplin and Sampson Counties as that shown on the official maps of the State Highway Commission issued prior to January 1, 1961.

Referred to Committee on Judiciary No. 2.

By Senator Simmons: S. B. 49, a bill to amend Chapter 114 of the Session Laws of 1951, as amended, so as to permit the board of county commissioners of Duplin County to establish the number of deputy sheriffs, and to fix salaries and travel allowances of said deputy sheriffs.

Referred to Committee on Counties, Cities and Towns.

By Senator Simmons: S. B. 50, a bill to amend Chapter 535 of the Public Local and Private Laws of 1935 so as to increase the compensation, and make allowance for expenses and fees for the coroner in Duplin County.

Referred to Committee on Salaries and Fees.

By Senator Jolly: S. B. 51, a bill to release certain properties to Louisburg College.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 87, a joint resolution honoring the Right Honorable Sir Winston Churchill, K. G.

Upon motion of Senator Currie, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 86, a joint resolution expressing regret and sympathy upon the death of Charles Newton Gillette, former member of the General Assembly from Mecklenburg County.

Upon motion of Senator Belk, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 25, a bill to repeal Chapter 57 and Chapter 532 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 2, a bill to fix the official name of the State Legislative Building.

Senator Shelton offers an amendment which fails of adoption.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 40, a joint resolution inviting the North Carolina Symphony to present a special concert to the members of the Legislature, their wives and invited guests.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### FOURTEENTH DAY

SENATE CHAMBER,  
Thursday, February 21, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. B. E. Dodson, Pastor of the First Presbyterian Church of Carthage, N. C.

Senator Currie for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to former Reading Clerk of the Senate Eugene Simmons.

Senator Scott for the Committee on Rules announces that the contract for the Senate composite picture has been awarded to the Waller Studio of Raleigh, N. C.

#### ENROLLED BILLS

Senator White, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 28, a joint resolution honoring the life and memory of D. G. Bell, former member of the General Assembly.

H. R. 39, a joint resolution honoring the memory of the Honorable Edwin R. Johnson, former member of the General Assembly from Currituck County.

H. R. 86, a joint resolution expressing regret and sympathy upon the death of Charles Newton Gillette, former member of the General Assembly from Mecklenburg County.

H. R. 87, a joint resolution honoring the Right Honorable Sir Winston Churchill, K. G.

S. B. 29, an act to authorize the use of the general registration books of Stanly County by the voters of the city of Albemarle in all primary, general, regular and special elections held in the city of Albemarle, and to amend Chapter 716 of the Session Laws of 1951, being a part of the charter of the city of Albemarle relating to primary elections in said city.

S. B. 38, an act to fix the compensation of the mayor and aldermen of the town of Valdese.

#### ENGROSSED BILLS

Senator Whitley, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 25, a bill to repeal Chapter 57 and Chapter 532 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humber: S. B. 52, a bill to authorize and direct the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of Ten Thousand Dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium.

Referred to Committee on Higher Education.

By Senator Kirby: S. B. 53, a bill relating to elections in the city of Wilson.

Referred to Committee on Local Government.

By Senator Jordan: S. B. 54, a bill to amend Section 22(7) of the Charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license of privilege license taxes.

Referred to Committee on Counties, Cities and Towns.

By Senator James: S. B. 55, a bill to provide compensation for members of the Mark's Creek School District Committeemen of Richmond County.

Referred to Committee on Education.

By Senators Hamilton and Snow: S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits.

Referred to Committee on Judiciary No. 2.

By Senator Strong: S. B. 57, a bill to amend Section I of Article VI of the Constitution so as to extend the right to vote to persons eighteen years of age.

Referred to Committee on Constitution.

By Senator Story: S. B. 58, a bill to amend Chapter 1107, Session Laws of 1949, relating to the salary of the mayor of North Wilkesboro.

Referred to Committee on Local Government.

By Senator Aydlett: S. B. 59, a bill relating to the punishment for public drunkenness in Pasquotank County.

Referred to Committee on Judiciary No. 2.

By Senator Aydlett: S. B. 60, a bill relating to the use of profanity or indecent language on the public highways of the state.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 25, a bill to provide for the staggering of terms of office for the mayor and members of the board of commissioners of the town of Mebane.

Referred to Committee on Counties, Cities and Towns.

H. B. 26, a bill to provide that it shall not be necessary for the chief of police of the town of Elon College to reside within the town limits.

Referred to Committee on Local Government.

H. B. 49, a bill to amend the Private Laws of 1899, Chapter 352, all of the charter of the city of Monroe as specifically amended, Session Laws of 1959, Chapter 498, Private Laws of 1919, Chapter 138, Private Laws of 1931, Chapter 21, Private Laws of 1933, Chapter 178, Session Laws of 1959, Chapter 466, in order to change the name and style of the governing body of the city of Monroe from "The Board of Aldermen" to "The City Council", and the name and style of the members of the governing body of the city of Monroe from "Aldermen" to city "Councilmen".

Referred to Committee on Counties, Cities and Towns.

H. B. 58, a bill relating to the administration of estates, allowing the filing of final account six months from the date of first publication of notice to creditors.

Referred to Committee on Judiciary No. 1.

#### APPOINTMENTS

The President announces the appointment of the following standing Committees:

Committee on Education: Senators Walton, Chairman; Long, Vice-Chairman; Seay, Vice-Chairman; Bailey, Clark, Gurganus, Hamilton, Harrington, Johnson, Johnston, Martin, Midgett, Mills, Scott, Shelton, Simmons, Snow, Story, Walton, Whitley, Williams, Yates.

Committee on Interstate and Federal Relations: Senators Long, Chairman; Scott, Vice-Chairman; Aydtlett, Bailey, Hanes, Harrington, Horton, Mills, Simmons, Strong.

Committee on Journal, Engrossing, Enrolling and Printing: Senators Morgan of Harnett, Chairman; Hollowell, Vice-Chairman; James, Morgan of Cleveland, Stikeleather, Strong, Yates.

Committee on Libraries (Joint): Senators MacLean, Chairman; Humber, Vice-Chairman; Currie, Vice-Chairman; Johnston, Propst, Strong, Warren, White, Yow.

Committee on Mental Institutions: Senators Horton, Chairman; Crew, Vice-Chairman; Aydtlett, Vice-Chairman; Belk, Currie, Gurganus, Hamilton, Harrington, Hatcher, James, Kirby, Snow, Stikeleather, Warren, Yates.

Committee on Propositions and Grievances: Senators Martin, Chairman; Seay, Vice-Chairman; Meares, Vice-Chairman; Aydtlett, Bailey, Brantley, Clark, MacLean, Simmons, Snow.

Committee on Salaries and Fees: Senators Shelton, Chairman; Story, Vice-Chairman; Harrington, Hollowell, Johnston, Jones, Meares, Midgett, Scott.

Committee on State Government: Senators Clark, Chairman; Jones, Vice-Chairman; Hanes, Hollowell, Humber, Jordan, Midgett, Morgan of Harnett, White, Williams.

Committee on University Trustees: Senators Crew, Chairman; Aydtlett, Vice-Chairman; Long, Vice-Chairman; Horton, Vice-Chairman; Belk, Clark,

Currie, Forsyth, Garriss, Hanes, Hatcher, Johnson, Johnston, Jordan, Kirby, Meares, Saunders, Shelton, Simmons, Stikeleather, Story, Walton, Warren, Whitley, Williams, Yates.

Committee on Veterans and Military Affairs: Senators Snow, Chairman; Hatcher, Vice-Chairman; Horton, Vice-Chairman; Gurganus, Jolly, Long, Martin, Propst, Yow.

Committee on Wildlife: Senators Yates, Chairman; Kirby, Vice-Chairman; Hanes, Vice-Chairman; Bailey, Forsyth, Harrington, Jolly, Jones, Midgett, Simmons, Strong, Whitley.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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### FIFTEENTH DAY

SENATE CHAMBER,  
Friday, February 22, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Humber, for the Committee on Higher Education:

S. B. 52, a bill to authorize and direct the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium, with a favorable report.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 33, a bill to amend the city charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to the improvement of streets and the assessment of the cost thereof without petition.

Referred to Committee on Counties, Cities and Towns.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of the Father of our Country, President George Washington, to meet tomorrow morning at 9:30 o'clock, at which time only Public Local Bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

## SIXTEENTH DAY

SENATE CHAMBER,  
Saturday, February 23, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator White for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator White, the Senate adjourns to meet Monday evening at 8 o'clock.

## SEVENTEENTH DAY

SENATE CHAMBER,  
Monday, February 25, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Walton, leave of absence is granted to Senator Strong for Friday, February 22, 1963

The President grants leave of absence to Senator Morgan of Cleveland, due to illness in his family.

Upon motion of Senator Strong, the following remarks are ordered spread upon the Journal:

*Mr. President, Members of the State Senate:*

It is with the greatest sense of personal regard for you, my fellow Senators, and for the honor I have in serving with you in this Senate, that I hesitate to take any of your time with this announcement. I feel, however, that it is most important that I put myself on public record with regards to a matter of vital public interest.

This weekend in newspapers across this State there appeared various references to me as a member of this State Body and my position or plans with regards to the right-to-work law.

Let the public record show so that every businessman and every working man will know that I am not now nor did I ever advocate in the last campaign the repeal of the right-to-work law. I am on public record in this whole matter and on television the week before the election I stated this same position.



I have always defended, and intend to continue to do so, the right of every man to earn and work without coercion from parties or unions to exact dues or payments of any kind against his will. It is a fact, however, that most people do not understand the basic issues involved in this whole question of right to work or right to earn.

The positions I have taken on this question relating to the laboring man and his economic plight are well within the framework of the Republican platform adopted last year. I commend it as good reading for those who seem determined to hang some kind of label on my political convictions and imply that I am departing from the will of some party leader.

I hope this public statement will set my position clear in the minds of all those who have become concerned about this matter.

Thank you for your indulgence in this matter.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hanes: S. B. 61, a bill to revise and consolidate the charter of the town of Kernersville providing for the town manager form of government.

Referred to Committee on Local Government.

By Senator Hanes: S. B. 62, a bill to make the throwing of acids, alkalies, corrosive materials and poisons by one person on another a felony.

Referred to Committee on Judiciary No. 1.

By Senator Kirby: S. B. 63, a bill relating to retirement benefits received by certain employees of the city of Wilson.

Referred to Committee on Retirement, Employment Security.

By Senators Crew and Yates: S. B. 64, a bill to make unlawful the giving of birth to, or the fathering of, two or more illegitimate children.

Referred to Committee on Judiciary No. 1.

By Senator Strong: S. B. 65, a bill to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended.

Referred to Committee on Counties, Cities and Towns.

By Senator Strong: S. B. 66, a bill to exempt from the sales tax sales of patent medicines and drugs.

Referred to Committee on Finance.

By Senator Strong: S. B. 67, a bill to exempt from the sales tax sales of foods and food products for consumption in the home.

Referred to Committee on Finance.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 21, a bill relating to the compensation of the chairman and of the other members of the board of county commissioners of Ashe County.

Referred to Committee on Salaries and Fees.

H. B. 48, a bill to authorize the board of county commissioners of Randolph County to make appropriations for public library purposes in Randolph County.

Referred to Committee on Appropriations.

H. B. 50, a bill to appoint members of the Madison County Board of Education and fix their terms of office.

Referred to Committee on Education.

H. B. 55, a bill abolishing tax penalties in Macon County.

Referred to Committee on Finance.

H. B. 61, a bill to provide for the election of a mayor and five commissioners for the town of Windsor, to validate actions heretofore taken by the board of commissioners of said town, to substitute the word "Town" for the word "City" in Chapter 253 of the Session Laws of 1943 relating to said town, and providing that said town shall have all the powers now conferred by the General Statutes of North Carolina upon municipal corporations.

Referred to Committee on Counties, Cities and Towns.

H. R. 70, a joint resolution inviting the North Carolina Junior Chamber of Commerce to tour the new legislative building and to hold its 1963 Jaycee Day in the Legislature program in the Hall of the House of Representatives on Saturday, March 2, 1963.

Referred to Committee on Rules.

H. B. 75, a bill to give county and city boards of education discretionary authority to allow lunchrooms and cafeterias of the public school system to be made available to societies, civic clubs, patriotic and nonprofit organizations as well as other community groups.

Referred to Committee on Education.

H. B. 78, a bill to amend Article 6A of Chapter 153 of the General Statutes relating to the salaries of appointive and elective county officials and employees, so as to make the same applicable to Ashe County.

Referred to Committee on Salaries and Fees.

H. B. 81, a bill authorizing the board of education of Pamlico County to convey to the Mount Olive Missionary Baptist Church certain unused school building property for community purposes.

Referred to Committee on Education.

H. B. 91, a bill to authorize the board of commissioners for the county of McDowell to enter into a contract or contracts relating to the rewiring and modernization of the electrical system in the courthouse of McDowell County.

Referred to Committee on Judiciary No. 2.

H. R. 112, a joint resolution honoring the life and memory of John Stradly Watkins who served his State and County with honor, devotion and distinction.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 52, a bill to authorize and direct the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium.

Passes its second and third readings and is ordered sent to the House of Representatives.

The President of the Senate T. Clarence Stone, having heretofore extended an invitation to all living Lieutenant Governors of the State to attend the Session tonight in appreciation of their services to the State of North Carolina, presents the following:

Honorable A. H. Graham of Hillsboro, N. C., who served as Lieutenant Governor during the administration of Governor J. C. B. Ehringhaus of Elizabeth City, N. C.

Honorable L. Y. Ballentine, who served as Lieutenant Governor during the administration of Governor R. Gregg Cherry of Gastonia, N. C.

Honorable H. P. Taylor, who served as Lieutenant Governor during the administration of Governor W. Kerr Scott of Haw River, N. C.

Honorable Luther E. Barnhardt, who served as Lieutenant Governor during the administration of Governor Luther H. Hodges of Leaksville, N. C.

Mrs. H. Cloyd Philpott, wife of the late Lieutenant Governor H. Cloyd Philpott, was presented to the Senate.

Each of the Lieutenant Governors was called to the Chair and presented the gavel. Each made brief remarks concerning the problems and legislation during his respective tenure in office, and greeted and extended congratulations to the Senate and Legislature upon the new and spacious legislative quarters.

Upon motion of Senator White, the Senate adjourns in honor of the memory of former Lieutenant Governor H. Cloyd Philpott, to meet tomorrow at 12 M.

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### EIGHTEENTH DAY

SENATE CHAMBER,  
Tuesday, February 26, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. Imsey King, Associate Minister Edenton Street Methodist Church, Raleigh, N. C.

Senator Forsyth for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, leave of absence is granted to Senator Harrington.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mr. and Mrs. Grant Whitney of Mecklenburg County, and Julia Woodley Whitney, A. Grant Whitney, Jr., and Frank Dearmon Whitney, daughter and sons of Mr. and Mrs. A. Grant Whitney are made honorary pages of the Senate.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 51, a bill to release certain properties to Louisburg College, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 31, a bill to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies, with a favorable report, as amended.

S. B. 48, a bill to establish the county line between Duplin and Sampson Counties as that shown on the official maps of the State Highway Commission issued prior to January 1, 1961, with a favorable report.

S. B. 59, a bill relating to the punishment for public drunkenness in Pasquotank County, with a favorable report.

S. B. 60, a bill relating to the use of profanity or indecent language on the public highways of the state, with a favorable report.

H. B. 91, a bill to authorize the board of commissioners for the county of McDowell to enter into a contract or contracts relating to the rewiring and modernization of the electrical system in the courthouse of McDowell County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. R. 68, a joint resolution commending those responsible for the planning and erection of the State Legislative Building.

Upon motion of Senator Hamilton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Forsyth: S. B. 69, a bill to revoke the authority of Nantahala Power and Light Company to collect in Cherokee, Graham, Jackson, Macon and Swain Counties the excess over rates authorized by the Utilities Commission, and to require the re-establishment of rates in effect before the increase, under bond, was made.

Referred to Committee on Public Utilities.

By Senator Hamilton: S. B. 70, a bill to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County School Project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract.

Referred to Committee on Judiciary No. 2.

By Senator Aydlett: S. B. 71, a bill relating to the validation of certain acts of substituted trustees in deeds of trust.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 6, a bill to repeal Section 9 of Chapter 439, Private Laws of 1911, and Chapter 72 of the Private Laws of 1927, relating to limits on the tax rate and to

otherwise subordinate the town of Roxobel in Bertie County to the general laws applicable to municipal corporations.

Referred to Committee on Finance.

H. B. 92, a bill to extend the town limits of the town of Robersonville in Martin County.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 112, a joint resolution honoring the life and memory of John Stradly Watkins who served his state and county with honor, devotion and distinction. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator White, the Senate adjourns to meet tomorrow at 12 M.

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#### NINETEENTH DAY

SENATE CHAMBER,  
Wednesday, February 27, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie, S. B. 30, a bill to amend the Constitution of North Carolina so as to create and automatically apportion five senatorial offices to the five most populous senatorial districts and to regulate the establishment and apportionment of senatorial districts and offices by law; to prescribe a general election on constitutional amendments in July 1, 1963, and to amend Article 1 of Chapter 120 of the General Statutes in keeping with the constitutional amendments, is taken from the Committee on Constitution and re-referred to the Committee on Election Laws and Legislative Representation.

The President grants an extended leave of absence to Senator Morgan of Cleveland due to illness in his family.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 32, a bill to amend General Statutes 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County, with a favorable report, as amended.

S. B. 34, a bill to authorize the city of Roanoke Rapids to exchange certain real estate, with a favorable report.

S. B. 49, a bill to amend Chapter 114 of the Session Laws of 1951, as amended, so as to permit the board of county commissioners of Duplin County to establish the number of deputy sheriffs, and to fix salaries and travel allowances of said deputy sheriffs, with a favorable report.

S. B. 54, a bill to amend Section 22 (7) of the charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license or privilege license taxes, with a favorable report.

H. B. 25, a bill to provide for the staggering of terms of office for the mayor and members of the board of commissioners of the town of Mebane, with a favorable report.

H. B. 33, a bill to amend the city charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to the improvement of streets and the assessment of the cost thereof without petition, with a favorable report.

H. B. 49, a bill to amend the Private Laws of 1899, Chapter 352, all of the charter of the city of Monroe as specifically amended, Session Laws of 1959, Chapter 498, Private Laws of 1919, Chapter 138, Private Laws of 1931, Chapter 21, Private Laws of 1933, Chapter 178, Session Laws of 1959, Chapter 466, in order to change the name and style of the governing body of the city of Monroe from "The Board of Aldermen" to "The City Council" and the name and style of the members of the governing body of the city of Monroe from "Aldermen" to "City Councilmen", with a favorable report.

H. B. 61, a bill to provide for the election of a mayor and five commissioners for the town of Windsor, to validate actions heretofore taken by the board of commissioners of said town, to substitute the word "Town" for the word "City" in Chapter 253 of the Session Laws of 1943 relating to said town, and providing that said town shall have all the powers now conferred by the General Statutes of North Carolina upon municipal corporations, with a favorable report.

H. B. 92, a bill to extend the town limits of the town of Robersonville in Martin County, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 70, a bill to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County School Project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract, with a favorable report.

Upon motion of Senator Hamilton, the bill is placed upon today's Calendar for its second roll call reading.

By Senator Walton, for the Committee on Education:

H. B. 50, a bill to appoint members of the Madison County Board of Education and fix their terms of office, with a favorable report.

H. B. 81, a bill authorizing the board of education of Pamlico County to convey to the Mount Olive Missionary Baptist Church certain unused school building property for community purposes, with a favorable report.

By Senator Johnson, for the Committee on Finance:

H. B. 55, a bill abolishing tax penalties in Macon County, with an unfavorable report.

H. B. 6, a bill to repeal Section 9 of Chapter 439, Private Laws of 1911, and Chapter 72 of the Private Laws of 1927, relating to limits on the tax rate and to otherwise subordinate the town of Roxobel in Bertie County to the general laws applicable to municipal corporations, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Humber, Warren, Hamilton, Yates, James and Scott:

S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina.

Referred to Committee on Higher Education.

By Senator Yates: S. B. 73, a bill to authorize the appointment of salaried deputy sheriffs, to fix their compensation, to establish jail fees, and prescribe travel allowances for the sheriff's office of Haywood County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 131, a joint resolution as a memorial of the life and career of Charles F. Gold, former State Senator and Commissioner of Insurance.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 70, a bill to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County School Project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 31, a bill to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 60, a bill relating to the use of profanity or indecent language on the public highways of the State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 48, a bill to establish the county line between Duplin and Sampson Counties as that shown on the official maps of the State Highway Commission issued prior to January 1, 1961.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 51, a bill to release certain properties to Louisburg College.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 59, a bill relating to the punishment for public drunkenness in Pasquotank County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 91, a bill to authorize the board of commissioners for the county of McDowell to enter into a contract or contracts relating to the rewiring and modernization of the electrical system in the courthouse of McDowell County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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## TWENTIETH DAY

SENATE CHAMBER,  
Thursday, February 28, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Horace C. Jones, Associate Minister of Saint Mark's Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as honorary pages of the Senate, P. D. Midgett, III, Stephen Midgett and Frederick Midgett, sons of Senator Midgett of Hyde County.

Upon motion of Senator Horton, the courtesies of the galleries are extended to Lemuel R. Johnson of Chatham County, and Jane Johnson, daughter of Mr. Johnson, is made an honorary page of the Senate.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Harry Gowen, Bill Shell, Buster Seay, Ear! MacLawhorn, Russell Brady and C. H. Leggett of Halifax County.

Upon motion of Senator Seay, the courtesies of the galleries are extended to Mr. Floyd Burton and Miss Delores Burton of Rowan County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to Bob Falls of Cleveland County.

The President extends the courtesies of the floor to former Senator Irving Carlyle of Forsyth County and to former Senator Dallas Alford of Nash County.



Upon motion of Senator Humber, the courtesies of the galleries are extended to Dr. Oliver Carmichael of Buncombe County.

Upon motion of Senator Jones, the courtesies of the floor are extended to former Senator Charlie Reynolds of Rutherford County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to W. S. Davis, Sr., W. S. Davis, Jr., and W. Lunsford Crew, Jr., son of Senator Crew, all of Halifax County, and W. S. Davis, Jr. and W. Lunsford Crew, Jr. are made honorary pages of the Senate.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 40, a joint resolution inviting the North Carolina Symphony to present a special concert to the members of the Legislature, their wives, and invited guests.

H. R. 112, a joint resolution honoring the life and memory of John Stradly Watkins who served his state and county with honor, devotion and distinction.

S. B. 18, an act to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Thomasville and to amend Chapter 196 of the Private Laws, 1929, as amended by Chapter 248 of the Session Laws of 1949 and Chapter 15 of the Session Laws of 1961, so as to provide the election officials for the city of Thomasville by the Davidson County Board of Elections, the consolidation of the city of Thomasville and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Thomasville and Davidson County.

S. B. 20, an act to amend Chapter 163 of the General Statutes relating to the regulation of elections in municipal corporations applicable only to Davidson County and the city of Lexington and to amend Chapter 5 of Public-Local Laws, 1941, Sections 11, 13, 14 and 15, so as to provide the election officials for the city of Lexington by the Davidson County Board of Elections, the consolidation of the city of Lexington and Davidson County election books, and the creating of a central registration system, joint precincts and polling places, using the same registration books for the voters of the city of Lexington and Davidson County.

S. B. 21, an act to amend Chapter 160 and Chapter 163 relating to the regulation of elections in the cities of Lexington and Thomasville applicable only to Davidson County and the cities of Lexington and Thomasville.

H. B. 91, an act to authorize the board of commissioners for the county of McDowell to enter into a contract or contracts relating to the rewiring and modernization of the electrical system in the courthouse of McDowell County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 31, a bill to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 43, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the incompetent's income for public, religious, charitable, literary, scientific, historical, medical or educational purposes, with a favorable report, as amended.

S. B. 44, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the principal of the incompetent's estate for public, religious, charitable, literary, scientific, historical, medical or educational purposes, with a favorable report, as amended.

S. B. 45, a bill to enable a guardian or trustee of an incompetent, with judicial approval, to declare a revocable trust irrevocable and to make the incompetent's life interest the subject of a public, religious, charitable, literary, scientific, historical, medical or educational gift, with a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Shelton and Jolly: S. B. 74, a bill to amend Chapter 258 of the Session Laws of 1957 relating to the compensation of the city council of the city of Rocky Mount.

Referred to Committee on Local Government.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 10, a bill to adopt an official State tree for the State of North Carolina.  
Referred to Committee on Conservation and Development.

H. B. 83, a bill to authorize the board of county commissioners of Johnston County to sell a tract of land in Cleveland Township at public auction, and to devote the proceeds to the use of the Cleveland Volunteer Fire Department for the reduction of outstanding indebtedness.

Referred to Committee on Local Government.

H. R. 97, a joint resolution expressing appreciation to the Travel Council of North Carolina, Incorporated, the North Carolina Department of Conservation and Development, the North Carolina Industrial Development Foundation, Incorporated, and to the numerous State and community civic leaders and organizations, who participated in the Governor's tour of North Carolina for European Travel Officials, October 7-12, 1962.

Referred to Committee on Conservation and Development.

H. B. 120, a bill to abolish jury trials in abandonment and nonsupport cases in the recorder's court of Vance County.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 70, a bill to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County School Project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

Senators Crew, Horton and James vote "present".

The bill is ordered sent to the House of Representatives.

S. B. 54, a bill to amend Section 22(7) of the charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license or privilege license taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

Senators Crew, Horton and James vote "present".

H. B. 6, a bill to repeal Section 9 of Chapter 439, Private Laws of 1911, and Chapter 72 of the Private Laws of 1927, relating to limits on the tax rate and to otherwise subordinate the town of Roxobel in Bertie County to the general laws applicable to municipal corporations, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

Senators Crew, Horton and James vote "present".

H. B. 33, a bill to amend the city charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to the improvement of streets and the assessment of the cost thereof without petition, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Mearse, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

Senators Crew, Horton and James vote "present".

H. B. 92, a bill to extend the town limits of the town of Robersonville in Martin County, upon second reading.

The Bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

Senators Crew, Horton and James vote "present".

S. B. 32, a bill to amend General Statutes 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 34, a bill to authorize the city of Roanoke Rapids to exchange certain real estate.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 49, a bill to amend Chapter 114 of the Session Laws of 1951, as amended, so as to permit the board of county commissioners of Duplin County to establish the number of deputy sheriffs, and to fix salaries and travel allowances of said deputy sheriffs.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 25, a bill to provide for the staggering of terms of office for the mayor and members of the board of commissioners of the town of Mebane.

Passes its second and third readings and is ordered enrolled.

H. B. 49, a bill to amend the Private Laws of 1899, Chapter 352, all of the charter of the city of Monroe as specifically amended, Session Laws of 1959, Chapter 498, Private Laws of 1919, Chapter 138, Private Laws of 1931, Chapter 21, Private Laws of 1933, Chapter 178, Session Laws of 1959, Chapter 466, in order to change the name and style of the governing body of the city of Monroe from "The Board of Aldermen" to "The City Council" and the name and style of the members of the governing body of the city of Monroe from "Aldermen" to "City Councilmen".

Passes its second and third readings and is ordered enrolled.

H. B. 50, a bill to appoint members of the Madison County Board of Education and fix their terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 61, a bill to provide for the election of a mayor and five commissioners for the town of Windsor, to validate actions heretofore taken by the board of

commissioners of said town, to substitute the word "Town" for the word "City" in Chapter 253 of the Session Laws of 1943 relating to said town, and providing that said town shall have all the powers now conferred by the General Statutes of North Carolina upon municipal corporations.

Passes its second and third readings and is ordered enrolled.

H. B. 81, a bill authorizing the board of education of Pamlico County to convey to the Mount Olive Missionary Baptist Church certain unused school building property for community purposes.

Passes its second and third readings and is ordered enrolled.

H. R. 131, a joint resolution as a memorial of the life and career of Charles F. Gold, former State Senator and Commissioner of Insurance.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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### TWENTY-FIRST DAY

SENATE CHAMBER,  
Friday, March 1, 1963.

The Senate meets pursuant to adjournment and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hatcher, Mary Branstrom and Rebecca Pitts of Burke County are made honorary pages of the Senate.

Upon motion of Senator Propst, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Kannapolis Junior High School of Cabarrus County.

Upon motion of Senator Propst, the courtesies of the floor are extended to former Senator Russell Van Landingham of Davidson County and the courtesies of the galleries are extended to Mrs. Van Landingham.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to Mr. and Mrs. Phil Pitts of Burke County.

Upon motion of Senator Belk, William Reid Pitts, Jr., is made an honorary page of the Senate.

Upon motion of Senator Belk, Sadler Barnhardt and Alan Hayes of Mecklenburg County are made honorary pages of the Senate.

Upon motion of Senator MacLean, Steve Culpepper is made an honorary page of the Senate.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Jim Babb of Mecklenburg County and Patricia Margaret Babb, Laura Ann Babb and Mary Julia Babb are made honorary pages of the Senate.

## ENROLLED BILLS

Senator Martin, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 131, a joint resolution as a memorial of the life and career of Charles F. Gold, former State Senator and Commissioner of Insurance.

S. R. 68, a joint resolution commending those responsible for the planning and erection of the State Legislative Building.

S. B. 2, an act to fix the official name of the State Legislative Building.

H. B. 25, an act to provide for the staggering of terms of office for the mayor and members of the board of commissioners of the town of Mebane.

H. B. 49, an act to amend the Private Laws of 1899, Chapter 352, all of the charter of the city of Monroe as specifically amended, Session Laws of 1959, Chapter 498, Private Laws of 1919, Chapter 138, Private Laws of 1931, Chapter 21, Private Laws of 1933, Chapter 178, Session Laws of 1959, Chapter 466, in order to change the name and style of the governing body of the city of Monroe from "The Board of Aldermen" to "The City Council", and the name and style of the members of the governing body of the city of Monroe from "Aldermen" to "City Councilmen".

H. B. 50, an act to appoint members of the Madison County Board of Education and fix their terms of office.

H. B. 61, an act to provide for the election of a mayor and five commissioners for the town of Windsor, to validate actions heretofore taken by the board of commissioners of said town, to substitute the word "town" for the word "city" in Chapter 253 of the Session Laws of 1943 relating to said town, and providing that said town shall have all the powers now conferred by the General Statutes of North Carolina upon municipal corporations.

H. B. 81, an act authorizing the board of education of Pamlico County to convey to the Mount Olive Missionary Baptist Church certain unused school building property for community purposes.

## ENGGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 32, a bill to amend General Statutes 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jones: S. B. 75, a bill to amend General Statutes 41-2 relating to the disposition to the survivor or survivors of an unwithdrawn deposit in instances of a joint deposit account created by written agreement of parties not married to each other.

Referred to Committee on Judiciary No. 1.

By Senator Jones: S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement between husband and wife.

Referred to Committee on Judiciary No. 1.

By Senator Strong: S. B. 77, a bill to prohibit the publication of the names of female victims of rape, assault with intent to commit rape, and carnal knowledge.

Referred to Committee on Judiciary No. 2.

By Senator Strong: S. B. 78, a bill to eliminate the mandatory requirement that an employer furnish and maintain segregated toilet facilities for Negro and white employees, and making the same permissible.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Yates: S. B. 79, a bill to require the Sheriff of Haywood County to collect certain fees in the performance of his duties and pay same to the auditor of Haywood County for deposit in the general fund of Haywood County.

Referred to Committee on Local Government.

By Senators Belk, Jordan, James and Meares: S. B. 80, a bill to repeal General Statutes 105-199 and General Statutes 105-200 relating to intangibles taxes on money on deposit and money on hand and to reclassify such intangibles for ad valorem tax purposes.

Referred to Committee on Finance.

By Senators Whitley and Morgan of Cleveland: S. R. 81, a joint resolution commending the Secretary of Agriculture for his 1963 cotton support program and marketing recommendations.

Senator Whitley moves that the rules be suspended and the resolution be placed upon its immediate passage.

The motion fails to prevail.

Upon motion of Senator Whitley, the resolution is placed upon the Calendar for Monday, March 4, 1963.

By Senator Morgan of Harnett: S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 84, a bill amending General Statutes 108-11 relating to county boards of public welfare.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 85, a bill to amend General Statutes 108-49 relating to the definition of dependent children for public welfare purposes.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 86, a bill to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 87, a bill to amend General Statutes 108-38 relating to county administrative expenses for public assistance purposes.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 88, a bill to authorize two or more county boards of public welfare to employ a county director to serve the two or more appointing counties.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 89, a bill amending General Statutes 108-1 relating to the per diem of members of the State Board of Public Welfare.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 90, a bill to repeal General Statutes 108-16, Article 3 of Chapter 108 of the General Statutes relating to the appointment of a Director of Public Assistance.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 91, a bill to authorize use of protective payments in certain aid to dependent children cases.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 92, a bill to amend General Statutes 108-21 of Article 3 of Chapter 108 of the General Statutes relating to eligibility for old age assistance.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 93, a bill to amend General Statutes 108-50 of Article 3 of Chapter 108 of the General Statutes relating to aid to dependent children of unemployed parents and to provide for the establishment of community work and training programs for unemployed parents with dependent children.

Referred to Committee on Public Welfare.

By Senator Morgan of Harnett: S. B. 94, a bill to amend General Statutes 108-73.11 relating to the county fund for aid to the permanently and totally disabled.

Referred to Committee on Public Welfare.

By Senator Martin: S. B. 95, a bill to permit children to recover for torts committed against them by their parents.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 88, a bill to exclude persons placed upon probation from the requirements of North Carolina General Statutes 15-200.2.

Referred to Committee on Judiciary No. 2.

H. B. 89, a bill to increase the requirements of General Statutes 15-199 relating to the requirements of persons placed upon probation.

Referred to Committee on Judiciary No. 2.



H. B. 7, a bill authorizing the establishment of a town liquor control store in the town of Roseboro upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

H. B. 11, a bill relating to the salary and expense allowance of the first deputy sheriff of Yancey County.

Referred to Committee on Salaries and Fees.

H. B. 12, a bill relating to the salary of the sheriff of Yancey County.

Referred to Committee on Salaries and Fees.

H. B. 23, a bill to validate the orders, judgments and all other official acts of Dean M. Fleming, as Assistant Clerk of the Superior Court of Rowan County between December 3, 1962 and December 31, 1962.

Referred to Committee on Judiciary No. 2.

H. B. 59, a bill to amend General Statutes 113-247, relating to Sunday fishing, so as to exclude Washington and Tyrrell Counties.

Referred to Committee on Wildlife.

H. R. 71, a joint resolution memorializing the President and the Congress of the United States to take immediate action to eliminate the inequity of the two-price system of cotton cost.

Referred to Committee on Agriculture.

H. B. 94, a bill relating to the Hyde County Board of Education.

Referred to Committee on Education.

H. B. 105, a bill to amend Article 5 of Chapter 30 of the General Statutes so as to provide that the widow's year's allowance, and the year's allowance for minor children shall be allotted from the estate of decedent within six months after his death.

Referred to Committee on Judiciary No. 1.

H. B. 113, a bill to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county.

Referred to Committee on Education.

H. B. 125, a bill authorizing the board of commissioners for the county of McDowell to fix the compensation of the clerk of the Superior Court, the register of deeds, the judge of the county criminal court, the prosecuting attorney of the county criminal court, all of said county, within certain definite limits.

Referred to Committee on Salaries and Fees.

H. B. 128, a bill to authorize voters of Pender County to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in Pender County.

Referred to Committee on Propositions and Grievances.

H. R. 143, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message and Budget Message, as delivered to the General Assembly in its session of 1963.

Referred to Committee on Rules.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 54, a bill to amend Section 22(7) of the charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license or privilege license taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered sent to the House of Representatives.

H. B. 6, a bill to repeal Section 9 of Chapter 439, Private Laws of 1911, and Chapter 72 of the Private Laws of 1927, relating to limits on the tax rate and to otherwise subordinate the town of Roxobel in Bertie County to the general laws applicable to municipal corporations, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 33, a bill to amend the city charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to the improvement of streets and the assessment of the cost thereof without petition, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 92, a bill to extend the town limits of the town of Robersonville in Martin County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

S. B. 43, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the incompetent's income for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 44, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the principal of the incompetent's estate for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 45, a bill to enable a guardian or trustee of an incompetent, with judicial approval, to declare a revocable trust irrevocable and to make the incompetent's life interest the subject of a public, religious, charitable, literary, scientific, historical, medical or educational gift.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock at which time only public local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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#### TWENTY-SECOND DAY

SENATE CHAMBER,  
Saturday, March 2, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Stikeleather for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispense with and it stands approved as written.

Upon motion of Senator Stikeleather, the Senate adjourns to meet Monday evening at 8 o'clock.

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#### TWENTY-THIRD DAY

SENATE CHAMBER,  
Monday, March 4, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. Thomas J. Youngblood, Jr., pastor of the Hillyer Memorial Christian Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Meares, the courtesies of the galleries are extended to Mrs. Nancy Sigmon, Mrs. Isolene Faulk, and Miss Mary Lou White of Columbus County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Miss Terry Gudger of Wake County and Mr. Gene Gudger of Buncombe County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. Bruton Taylor and Mr. and Mrs. Kennedy Taylor of Greene County.

Upon motion of Senator Martin, the courtesies of the floor are extended to former Senator W. H. S. Burgwyn, Jr. of Northampton County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Francis Fairley, Jim McMillan of Mecklenburg County, and Christy Clark and Doug Clark of Mecklenburg County are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. A. W. Holmes, Jr., Mrs. T. R. McPherson, Mrs. W. E. McPherson, Jr., Mrs. Russell Goodale and Mrs. P. W. Scott of Alamance County.

Upon motion of Senator Scott, the courtesies of the floor are extended to Mr. and Mrs. T. G. Richardson and Mrs. Bob Saunders of Alamance County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to Miss Betty Fagan Carstarphen of Martin County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Mr. and Mrs. LeRoy Townsend of Robeson County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to Joe Flythe of Northampton County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to L. D. Hyde, Robert Davis, Eddie Bennett and O. L. Yates, Jr. of Haywood County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Miss Gail Sheppard, Miss Nancy Ford, Miss Gail Williams and Miss Sarah Parker, all students from Meredith College, Raleigh, N. C.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to N. G. Blaylock of Edgecombe County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Mr. and Mrs. Joe Denton, Mr. and Mrs. Liemon Nelms, Mr. and Mrs. Bennie Ray Gupton, Mr. and Mrs. Lavene Gupton, Mr. H. B. Shearin and Miss Edith Shearin of Franklin County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Miss Elsie Jordan and Miss Carolyn Jordan of Wake County.

Upon motion of Senator Simmons, the courtesies of the floor are extended to former Senator John Larkins of Jones County and former Senator Alonzo Edwards of Greene County.

The president extends the courtesies of the galleries to Mr. and Mrs. R. W. Sauls, Mr. and Mrs. Ed Fore, Mrs. Claude S. Scurry and Miss Julianne Scurry of Rockingham County.

Upon motion of Senator Whitley, H. R. 71, a joint resolution memorializing the President and the Congress of the United States to take immediate action to eliminate the inequity of the two-price system of cotton cost, is taken from the Committee on Agriculture and placed upon today's Calendar.

## MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Terry Sanford:

*Mr. President, Mr. Speaker, Members of the General Assembly:*

For the State of North Carolina and the Department of Conservation and Development, I extend an invitation to the members of the General Assembly, their wives or husbands, to attend the 1963 North Carolina Trade Fair, being held at Charlotte, April 27 to May 4, 1963, the day to be selected by you.

The first North Carolina Trade Fair was opened by act of President John F. Kennedy on October 12, 1961, and served the people of the State of North Carolina through attracting more than 200,000 visitors from 36 states and 32 foreign countries. The Trade Fair thereby fostered a greatly expanded foreign and domestic trade with North Carolina industries for North Carolina products.

The second Trade Fair will again highlight the diversification of our industry and economy with more than 200 exhibitors participating. Both national and international buyers and visitors will learn more about the skill of our people and the products they produce. This again will enhance the demand in foreign and domestic markets for North Carolina products.

Attendance at the Trade Fair by our State Legislative body will add to the prestige of this North Carolina event. Of importance, also, members of the Legislature will view at one location the many products and services of which North Carolina can be justifiably proud.

Sincerely,  
TERRY SANFORD,  
*Governor of North Carolina.*

The President appoints as a Committee to consider the invitation issued by Governor Sanford, Senators Belk, Saunders and Warren, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

## ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 43, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the incompetent's income for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

S. B. 44, a bill to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the principal of the incompetent's estate for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

S. B. 45, a bill to enable a guardian or trustee of an incompetent, with judicial approval, to declare a revocable trust irrevocable and to make the incompetent's life interest the subject of a public, religious, charitable, literary, scientific, historical, medical or educational gift.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Propst, for the Committee on Local Government:

S. B. 74, a bill to amend Chapter 258 of the Session Laws of 1957 relating to the compensation of the city council of the city of Rocky Mount, with a favorable report.

H. B. 26, a bill to provide that it shall not be necessary for the chief of police of the town of Elon College to reside within the town limits, with a favorable report.

H. B. 83, a bill to authorize the board of county commissioners of Johnston County to sell a tract of land in Cleveland Township at public auction, and to devote the proceeds to the use of the Cleveland Volunteer Fire Department for the reduction of outstanding indebtedness, with a favorable report.

S. B. 53, a bill relating to elections in the city of Wilson, with a favorable report.

S. B. 58, a bill to amend Chapter 1107, Session Laws of 1949, relating to the salary of the mayor of North Wilkesboro, with a favorable report.

S. B. 61, a bill to revise and consolidate the charter of the town of Kernersville providing for the town manager form of government, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clark and Morgan of Cleveland: S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than one dollar (\$1.00) per hour.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Yates: S. B. 97, a bill relating to the salary of the full-time chairman of the board of commissioners of Haywood County.

Referred to Committee on Salaries and Fees.

By Senator Yates: S. B. 98, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County.

Referred to Committee on Salaries and Fees.

By Senator Yates: S. B. 99, a bill to include Haywood County in the act or law authorizing the operation of summer schools in the public school system of the State.

Referred to Committee on Education.

By Senators MacLean and James: S. B. 100, a bill relating to reporting cancer cases to the State Board of Health.

Referred to Committee on Public Health.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 20, a bill relating to the manner of selecting the chairman of the board of county commissioners of Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 76, a bill to amend Chapter 1363 of the Session Laws of 1957 relating to the law library at the courthouse in Yancey County.

Referred to Committee on Counties, Cities and Towns.

H. B. 77, a bill relating to the compensation of the jailer of Yancey County.

Referred to Committee on Salaries and Fees.

H. B. 82, a bill authorizing the town of Kill Devil Hills to sell and convey a certain tract of land.

Referred to Committee on Judiciary No. 2.

H. B. 95, a bill to amend Chapter 198 of the Session Laws of 1947, relating to the corporate limits of the town of Fairmont, so as to redefine said limits.

Referred to Committee on Judiciary No. 1.

H. B. 99, a bill to establish the date of the payment of taxes to the town of Raeford, to coincide with the discount period in effect for the county of Hoke.

Referred to Committee on Judiciary No. 1.

H. B. 100, a bill to amend Chapter 74, Session Laws of 1961, to increase the salary of the chairman of the County Cemetery Commission (Graham County).

Referred to Committee on Salaries and Fees.

H. B. 101, a bill to authorize the board of county commissioners of Graham County to appoint a clerk to the board of county commissioners and to the county board of elections, and fixing the salary of said official.

Referred to Committee on Salaries and Fees.

H. B. 103, a bill to exempt that area of Hoke County lying within one mile of the town of Red Springs, in Robeson County, from zoning jurisdiction of the town of Red Springs established by General Statutes 160-181.2.

Referred to Committee on Judiciary No. 2.

H. B. 106, a bill authorizing the town of Murfreesboro to convey to the trustees of the Murfreesboro Civic Council of Murfreesboro certain real property at private sale.

Referred to Committee on Judiciary No. 2.

H. B. 109, a bill to provide for the compensation of the members and the chairman of the board of county commissioners of Camden County.

Referred to Committee on Salaries and Fees.

H. B. 124, a bill to exclude Camden County from the operation of Chapter 1450, Session Laws of 1957, which authorizes the city of Elizabeth City in Pasquotank County to zone areas within one mile of the corporate limits of Elizabeth City.

Referred to Committee on Judiciary No. 2.

H. B. 141, a bill to extend the territorial jurisdiction of the city police of the town of Harrellsville in Hertford County.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 81, a joint resolution commending the Secretary of Agriculture for his 1963 cotton support program and marketing recommendations.

Senator Morgan of Cleveland offers an amendment which is adopted.

The resolution, as amended, passes its second and third readings and is ordered engrossed.

H. R. 71, a joint resolution memorializing the President and the Congress of the United States to take immediate action to eliminate the inequity of the two-price system of cotton cost.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12:00 M.

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## TWENTY-FOURTH DAY

SENATE CHAMBER,  
Tuesday, March 5, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 71, a joint resolution memorializing the President and the Congress of the United States to take immediate action to eliminate the inequity of the two-price system of cotton cost.

H. B. 6, an act to repeal Section 9 of Chapter 439, Private Laws of 1911, and Chapter 72 of the Private Laws of 1927, relating to limits on the tax rate and to otherwise subordinate the town of Roxobel in Bertie County to the general laws applicable to municipal corporations.

H. B. 33, an act to amend the city charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to the improvement of streets and the assessment of the cost thereof without petition.

H. B. 92, an act to extend the town limits of the town of Robersonville in Martin County.

### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. R. 81, a joint resolution commending the Secretary of Agriculture for his 1963 cotton support program and marketing recommendations.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:



By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 71, a bill relating to the validation of certain acts of substituted trustees in deeds of trust, with a favorable report.

H. B. 23, a bill to validate the orders, judgments and all other official acts of Dean M. Fleming, as Assistant Clerk of the Superior Court of Rowan County between December 3, 1962 and December 31, 1962, with a favorable report.

H. B. 88, a bill to exclude persons placed upon probation from the requirements of North Carolina General Statutes 15-200.2, with a favorable report.

H. B. 103, a bill to exempt that area of Hoke County lying within one mile of the town of Red Springs, in Robeson County, from zoning jurisdiction of the town of Red Springs established by General Statutes 160-181.2, with a favorable report.

H. B. 106, a bill authorizing the town of Murfreesboro to convey to the trustees of the Murfreesboro Civic Council of Murfreesboro certain real property at private sale, with a favorable report.

H. B. 120, a bill to abolish jury trials in abandonment and non-support cases in the recorder's court of Vance County, with a favorable report.

H. B. 124, a bill to exclude Camden County from the operation of Chapter 1450, Session Laws of 1957, which authorizes the city of Elizabeth City in Pasquotank County to zone areas within one mile of the corporate limits of Elizabeth City, with a favorable report.

By Senator James, for the Committee on Public Health:

S. B. 17, a bill to amend General Statutes 67-29, relating to the use of guide dogs accompanying blind persons in public conveyances, with a favorable report.

S. B. 100, a bill relating to reporting cancer cases to the State Board of Health, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clark and Johnson: S. B. 101, a bill to appropriate the sum of thirty-six thousand dollars (\$36,000.00) to Sipe's Orchard Home, Inc. of Conover, North Carolina, for the biennium 1963-1965.

Referred to Committee on Appropriations.

By Senators MacLean and Belk: S. R. 102, a joint resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

Referred to Committee on Public Health.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 153, a joint resolution honoring the memory of George Adams Shuford. The resolution is placed upon the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:  
S. B. 61, a bill to revise and consolidate the charter of the town of Kernersville providing for the town-manager form of government.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Snow, Stikeleather, Stone, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

S. B. 53, a bill relating to elections in the city of Wilson.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 58, a bill to amend Chapter 1107, Session Laws of 1949, relating to the salary of the mayor of North Wilkesboro.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 74, a bill to amend Chapter 258 of the Session Laws of 1957 relating to the compensation of the city council of the city of Rocky Mount.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 26, a bill to provide that it shall not be necessary for the chief of police of the town of Elon College to reside within the town limits.

Passes its second and third readings and is ordered enrolled.

H. B. 83, a bill to authorize the board of county commissioners of Johnston County to sell a tract of land in Cleveland Township at public auction, and to devote the proceeds to the use of the Cleveland Volunteer Fire Department for the reduction of outstanding indebtedness.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

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 TWENTY-FIFTH DAY

SENATE CHAMBER,  
Wednesday, March 6, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Dr. John Lewis, Pastor of the First Baptist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Dr. James, the courtesies of the floor are extended to former Senator Cutlar Moore of Robeson County.

Upon motion of Senator Johnson, the courtesies of the floor are extended to former Senator Mrs. R. S. Ferguson of Alexander County.

The President appoints as honorary page of the Senate Perry Martin, Jr., son of Senator Martin of Northampton County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mr. and Mrs. Lloyd C. Caudle, Mr. and Mrs. Stuart R. Childs, Leroy Robinson and Henry Deal of Mecklenburg County.

Upon motion of Senator Brantley, the courtesies of the galleries are extended to former Representative Thurston Arledge of Polk County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 73, a bill to authorize the appointment of salaried deputy sheriffs, to fix their compensation, to establish jail fees, and prescribe travel allowances for the sheriff's office of Haywood County, with a favorable report.

H. B. 20, a bill relating to the manner of selecting the chairman of the board of county commissioners of Union County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 50, a bill to amend Chapter 535 of the Public Local and Private Laws of 1935 so as to increase the compensation, and make allowance for expenses and fees for the coroner in Duplin County, with a favorable report.

S. B. 97, a bill relating to the salary of the fulltime chairman of the board of commissioners of Haywood County, with a favorable report.

S. B. 98, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County, with a favorable report.

H. B. 11, a bill relating to the salary and expense allowance of the first deputy sheriff of Yancey County, with a favorable report.

H. B. 12, a bill relating to the salary of the sheriff of Yancey County, with a favorable report.

H. B. 21, a bill relating to the compensation of the chairman and of the other members of the board of county commissioners of Ashe County, with a favorable report.

H. B. 77, a bill relating to the compensation of the jailor of Yancey County, with a favorable report.

H. B. 78, a bill to amend Article 6A of Chapter 153 of the General Statutes relating to the salaries of appointive and elective county officials and employees, so as to make the same applicable to Ashe County, with a favorable report.

H. B. 109, a bill to provide for the compensation of the members and the chairman of the board of county commissioners of Camden County, with a favorable report.

H. B. 125, a bill authorizing the board of commissioners for the county of McDowell to fix the compensation of the clerk of the Superior Court, the register of deeds, the judge of the county criminal court, the prosecuting attorney of the county criminal court, all of said county, within certain definite limits, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Cleveland: S. R. 103, a joint resolution recognizing National 4-H Club Week, and commending the 4-H Club of North Carolina and L. R. Harrill, State 4-H Club Leader, for the outstanding contribution of this organization to the State.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Johnson and Clark: S. B. 104, a bill fixing the order of rotation of candidates for the State Senate in the Senatorial District comprised of Catawba, Iredell and Lincoln Counties.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Midgett: S. B. 105, a bill to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to re-define paid-in capital for the purpose of the base for capital to debt ratio and to change the requirements for membership.

Referred to Committee on Banking.

By Senator Bailey: S. B. 106, a bill amending Article 11, Chapter 7 of the General Statutes relating to the official court reporter for the Twenty-Fourth Judicial District.

Referred to Committee on Judiciary No. 1.

By Senator Story: S. B. 107, a bill to establish a general county court in Wilkes County.

Referred to Committee on Counties, Cities and Towns.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 139, a bill to amend Section 118-7 of the General Statutes of North Carolina relating to the disbursement of Firemen's Relief Fund in the city of Salisbury.

Referred to Committee on Counties, Cities and Towns.

H. B. 79, a bill to repeal and/or modify Chapter 54 of the Public Local Laws of North Carolina, Session of 1935.

Referred to Committee on Local Government.

H. B. 117, a bill to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended.

Referred to Committee on Judiciary No. 1.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Wednesday, March 6, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to invitation to attend the Charlotte Trade Fair by His Excellency, Governor Terry Sanford, we advise that Mr. Speaker Blue has appointed as a Committee on the part of the House: Representatives Venters, Bahnson, Britt of Robeson, Leatherwood, and Vogler to serve with a like Committee on the part of the Senate.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 61, a bill to revise and consolidate the charter of the town of Kernersville providing for the town-manager form of government, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 23, a bill to validate the orders, judgments and all other official acts of Dean M. Fleming, as assistant clerk of the Superior Court of Rowan County between December 3, 1962 and December 31, 1962.

Passes its second and third readings and is ordered enrolled.

H. B. 106, a bill authorizing the town of Murfreesboro to convey to the trustees of the Murfreesboro Civic Council of Murfreesboro certain real property at private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 120, a bill to abolish jury trials in abandonment and non-support cases in the recorder's court of Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 124, a bill to exclude Camden County from the operation of Chapter 1450, Session Laws of 1957, which authorizes the city of Elizabeth City in Pasquotank County to zone areas within one mile of the corporate limits of Elizabeth City.

Passes its second and third readings and is ordered enrolled.

H. B. 103, a bill to exempt that area of Hoke County lying within one mile of the town of Red Springs, in Robeson County, from zoning jurisdiction of the town of Red Springs established by General Statutes 160-181.2.

Passes its second and third readings and is ordered enrolled.

S. B. 17, a bill to amend General Statutes 67-29, relating to the use of guide dogs accompanying blind persons in public conveyances.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 71, a bill relating to the validation of certain acts of substituted trustees in deeds of trust.

Senator Aydlett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 100, a bill relating to reporting cancer cases to the State Board of Health.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 88, a bill to exclude persons placed upon probation from the requirements of North Carolina General Statutes 15-200.2.

Passes its second and third readings and is ordered enrolled.

H. R. 153, a joint resolution honoring the memory of George Adams Shuford.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### TWENTY-SIXTH DAY

SENATE CHAMBER,  
Thursday, March 7, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. Donald W. Shriver, Pastor of the West Raleigh Presbyterian Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. Albert Gibson of New Hanover County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and students of Lowe's Grove School in Durham County.

Upon motion of Senator James, the courtesies of the galleries are extended to Mrs. George Way of Richmond County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mrs. B. W. Hunter, Ernest Young, Jim Black, Ralph S. Ross and Robert B. Long, all of Mecklenburg County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 153, a joint resolution honoring the memory of George Adams Shuford.

S. R. 103, a joint resolution recognizing National 4-H Club Week, and commending the 4-H Clubs of North Carolina, and L. R. Harrill, State 4-H Club Leader, for their outstanding contribution to the State.

H. B. 23, an act to validate the orders, judgments and all other official acts of Dean M. Fleming as assistant clerk of the Superior Court of Rowan County between December 3, 1962 and December 31, 1962.

H. B. 26, an act to provide that it shall not be necessary for the chief of police of the town of Elon College to reside within the town limits.

H. B. 83, an act to authorize the board of county commissioners of Johnston County to sell a tract of land in Cleveland Township at public auction, and to devote the proceeds to the use of the Cleveland Volunteer Fire Department for the reduction of outstanding indebtedness.

H. B. 88, an act to exclude persons placed upon probation from the requirements of North Carolina General Statutes 15-200.2.

H. B. 103, an act to exempt that area of Hoke County lying within one mile of the town of Red Springs, in Robeson County, from the zoning jurisdiction of the town of Red Springs established by General Statutes 160-181.2.

H. B. 106, an act authorizing the town of Murfreesboro to convey to the trustees of the Murfreesboro Civic Council of Murfreesboro certain real property at private sale.

H. B. 120, an act to abolish jury trials in abandonment and nonsupport cases in the recorder's court of Vance County.

H. B. 124, an act to exclude Camden County from the operation of Chapter 1450, Session Laws of 1957, which authorizes the city of Elizabeth City in Pasquotank County to zone areas within one mile of the corporate limits of Elizabeth City.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 71, a bill relating to the validation of certain acts of substituted trustees in deeds of trust.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 10, a bill to adopt an official State tree for the State of North Carolina, with a favorable report.

H. R. 97, a joint resolution expressing appreciation to the Travel Council of North Carolina, Incorporated, the North Carolina Department of Conservation and Development, the North Carolina Industrial Development Foundation, Incorporated, and to the numerous State and community civic leaders and organizations, who participated in the Governor's tour of North Carolina for European Travel Officials, October 7-12, 1962, with a favorable report, as amended.

By Senator Walton, for the Committee on Education:

S. B. 55, a bill to provide compensation for members of the Mark's Creek School District Committeemen of Richmond County, with a favorable report, as amended.

S. B. 99, a bill to include Haywood County in the act or law authorizing the operation of summer schools in the public school system of the State, with a favorable report.

H. B. 94, a bill relating to the Hyde County Board of Education, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 27, a bill to abolish capital punishment and to amend General Statutes 148-58 relating to the eligibility of prisoners for parole, with an unfavorable report.

S. B. 64, a bill to make unlawful the giving of birth to, or the fathering of, two or more illegitimate children, with a favorable report, as amended.

S. B. 106, a bill amending Article 11, Chapter 7, of the General Statutes relating to the official court reporter for the Twenty-Fourth Judicial District, with a favorable report.

H. B. 58, a bill relating to the administration of estates, allowing the filing of final account six months from the date of first publication of notice to creditors, with a favorable report, as amended.

H. B. 95, a bill to amend Chapter 198 of the Session Laws of 1947, relating to the corporate limits of the town of Fairmont, so as to redefine said limits, with a favorable report.

H. B. 141, a bill to extend the territorial jurisdiction of the city police of the town of Harrellsville in Hertford County, with a favorable report.

H. B. 99, a bill to establish the date of the payment of taxes to the town of Raeford, to coincide with the discount period in effect for the county of Hoke, with a favorable report.

H. B. 105, a bill to amend Article 5 of Chapter 30 of the General Statutes so as to provide that the widow's year's allowance, and the year's allowance for minor children shall be allotted from the estate of decedent within six months after his death, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnston: S. R. 108, a joint resolution in honor of the educational merit and service of Appalachian State Teachers College and joining in the celebration of said College's sixtieth birthday as a State-supported educational institution.

Upon motion of Senator Johnston, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.



By Senator Jordan: S. B. 109, a bill to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof.

Referred to Committee on Judiciary No. 1.

By Senators MacLean and James: S. B. 110, a bill to appropriate \$750,000 to the University of North Carolina to provide for improving x-ray and radium facilities and research and laboratory space in the University Medical School.

Referred to Committee on Appropriations.

By Senator Hamilton: S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine-powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles.

Referred to Committee on Wildlife.

By Senators White, Jolly, Yow, Martin, Hamilton, Jones, Johnston, Hollowell, Horton, Snow, Aydlett, Propst, MacLean, Seay, Humber, Kirby, Crew, Gurganus, Jordan, Warren, Long, Garriss and Clark: S. B. 113, a bill to fix the salaries of the Chief Justice and Associate Justices of the Supreme Court and the Judges and District Solicitors of the Superior Court of North Carolina.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 183, a joint resolution honoring the life and service of Charles Leon Braddy, former member of the General Assembly.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 50, a bill to amend Chapter 535 of the Public-Local and Private Laws of 1935 so as to increase the compensation, and make allowance for expenses and fees, for the coroner in Duplin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 73, a bill to authorize the appointment of salaried deputy sheriffs, to fix their compensation, to establish jail fees, and prescribe travel allowances for the sheriff's office in Haywood County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 97, a bill relating to the salary of the full-time chairman of the board of commissioners of Haywood County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 98, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 11, a bill relating to the salary and expense allowance of the first deputy sheriff of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 12, a bill relating to the salary of the sheriff of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 20, a bill relating to the manner of selecting the chairman of the board of county commissioners of Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 21, a bill relating to the compensation of the chairman and of the other members of the board of county commissioners of Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 77, a bill relating to the compensation of the jailer of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 78, a bill to amend Article 6A of Chapter 153 of the General Statutes relating to the salaries of appointive and elective county officials and employees, so as to make the same applicable to Ashe County.

Passes its second and third readings and is ordered enrolled.

H. B. 109, a bill to provide for the compensation of the members and the chairman of the board of county commissioners of Camden County.

Passes its second and third readings and is ordered enrolled.

H. B. 125, a bill authorizing the board of commissioners for the county of McDowell to fix the compensation of the clerk of the Superior Court, the register of deeds, the judge of the county criminal court, the prosecuting attorney of the county criminal court, all of said county, within certain definite limits.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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## TWENTY-SEVENTH DAY

SENATE CHAMBER,  
Friday, March 8, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. W. M. Ellis, Pastor of the Methodist Church, Benson, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Ray King and Pete Peterson of Mecklenburg County.

The President appoints as honorary pages of the Senate, Dennis Gagnon, Bonnie Gagnon and Garry Gagnon of Rockingham County.

Upon motion of Senator MacLean, Jean Waters, Jesse Waters, Carolyn Waters, Donna Ferris and Denise Ferris are made honorary pages of the Senate.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Robert J. Girad and Robert J. Girad, Jr., is made an honorary page of the Senate, both of Mecklenburg County.

#### ENROLLED BILLS

Senator Morgan of Harnett for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 108, a joint resolution in honor of the educational merit and service of Appalachian State Teachers College and joining in the celebration of said College's sixtieth birthday as a State-supported educational institution.

H. B. 11, an act relating to the salary and expense allowance of the first deputy sheriff of Yancey County

H. B. 12, an act relating to the salary of the sheriff of Yancey County.

H. B. 20, an act relating to the manner of selecting the chairman of the board of county commissioners of Union County.

H. B. 21, an act relating to the compensation of the chairman and of the other members of the board of county commissioners of Ashe County.

H. B. 77, an act relating to the compensation of the jailer of Yancey County.

H. B. 78, an act to amend Article 6A of Chapter 153 of the General Statutes relating to the salaries of appointive and elective county officials and employees, so as to make the same applicable to Ashe County.

H. B. 109, an act to provide for the compensation of the members and the chairman of the board of county commissioners of Camden County.

H. B. 125, an act authorizing the board of commissioners for the county of McDowell to fix the compensation of the clerk of the superior court, the register of deeds, the judge of the county criminal court, the prosecuting attorney of the county criminal court, all of said county, within certain definite limits.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By senator Hamilton, for the Committee on Congressional Redistricting:

S. B. 26, a bill to transfer Richmond County from the Eighth to the Seventh Congressional District, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 37, a bill to amend Chapter 108 of the General Statutes of North Carolina so as to exempt certain colleges from license requirements for public solicitation for funds, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Propst, for the Committee on Local Government:

S. B. 79, a bill to require the sheriff of Haywood County to collect certain fees in the performance of his duties and pay same to the auditor of Haywood County for deposit in the general fund of Haywood County, with a favorable report, as amended.

H. B. 79, a bill to repeal and/or modify Chapter 54 of the Public Local laws of North Carolina, Session of 1935, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

H. B. 7, a bill authorizing the establishment of a town liquor control store in the town of Roseboro upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

H. B. 128, a bill to authorize voters of Pender County to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in Pender County, with a favorable report.

S. B. 19, a bill to permit an election in the town of Lumberton on the question of off-premise sale of beer and wine, with a favorable report, as amended.

Upon motion of Senator MacLean, the bill is placed upon today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yates, Stikeleather, Forsyth, Bailey, Brantley and Johnston: S. B. 114, a bill appropriating two hundred thousand dollars to the Department of Agriculture for construction of an agriculture center in western North Carolina.

Referred to Committee on Appropriations.

By Senator Simmons: S. B. 115, a bill to provide for the listing of dogs and a kennel tax in Duplin County.

Referred to Committee on Finance.

By Senator Stikeleather, by request: S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities.

Referred to Committee on Public Utilities.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 190, a joint resolution honoring the life and memory of Henry A. Scott of Alamance County.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 19, a bill to permit an election in the town of Lumberton on the question of off-premise sale of beer and wine.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 55, a bill to provide compensation for members of the Mark's Creek School District committeemen of Richmond County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 99, a bill to include Haywood County in the act or law authorizing the operation of summer schools in the public school system of the state.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 94, a bill relating to the Hyde County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 95, a bill to amend Chapter 198 of the Session Laws of 1947, relating to the corporate limits of the town of Fairmont, so as to redefine said limits.

Passes its second and third readings and is ordered enrolled.

H. B. 99, a bill to establish the date of the payment of taxes to the town of Raeford to coincide with the discount period in effect for the county of Hoke.

Passes its second and third readings and is ordered enrolled.

H. B. 141, a bill to extend the territorial jurisdiction of the city police of the town of Harrellsville in Hertford County.

Passes its second and third readings and is ordered enrolled.

S. B. 64, a bill to make unlawful the giving of birth to, or the fathering of, two or more illegitimate children.

Upon motion of Senator Yow, the bill is placed upon the Calendar for Tuesday, March 12, 1963, and is made a Special Order of the day.

S. B. 106, a bill amending Article 11, Chapter 7, of the General Statutes relating to the official court reporter for the Twenty-Fourth Judicial District.

Upon motion of Senator Bailey, action on the bill is postponed until Monday night, March 11, 1963.

H. B. 10, a bill to adopt an official State tree for the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 58, a bill relating to the administration of estates, allowing the filing of final account six months from the date of first publication of notice to creditors.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 97, a joint resolution expressing appreciation to the Travel Council of North Carolina, Incorporated, the North Carolina Department of Conservation and Development, the North Carolina Industrial Development Foundation, Incorporated, and to the numerous state and community civic leaders and organizations, who participated in the Governor's tour of North Carolina for European travel officials October 7-12, 1962.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. R. 183, a joint resolution honoring the life and service of Charles Leon Braddy, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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### TWENTY-EIGHTH DAY

SENATE CHAMBER,  
Saturday, March 9, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott, the Principal Clerk calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

The Senate is opened with the Lord's Prayer.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The courtesies of the galleries are extended to the Explorer Scouts of Goldsboro, N. C.

Upon motion of Senator Clark, the Senate adjourns to meet Monday evening at 8 o'clock.

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### TWENTY-NINTH DAY

SENATE CHAMBER,  
Monday, March 11, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. W. A. Tew, Pastor of the Trinity Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Belk, Theresa Ann Flow and Sandra Elaine Flow of Mecklenburg County are made honorary pages of the Senate.

Upon motion of Senator Scott, Libby Scott, Anne Scott, Sarah Scott, Jane Scott and Edwin Scott of Alamance County are made honorary pages of the Senate.

Upon motion of Senator James, the courtesies of the galleries are extended to Mrs. Charles Williams of Richmond County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Mrs. W. D. James, wife of Senator James of Richmond County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mr. and Mrs. Forest Johnston and Mr. and Mrs. James Barbour of Johnston County.

Upon motion of Senator Garriss, the courtesies of the floor are extended to Attorney General Wade Bruton.

Upon motion of Senator Johnston, the courtesies of the galleries are extended to Mrs. Gordon Winkler, and the courtesies of the floor are extended to former State Senator Gordon Winkler of Watauga County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Mrs. Lindsay C. Warren of Beaufort County, mother of Senator Warren, and Mrs. Lindsay C. Warren, Jr., wife of Senator Warren of Wayne County.

Upon motion of Senator Simmons, the courtesies of the floor are extended to former Senator Stewart Warren of Sampson County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Mrs. Margaret Coman of Buncombe County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mr. and Mrs. T. A. Wheeler and Mr. and Mrs. B. A. Allen of Durham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mrs. Victor S. Bryant and former member of the House of Representatives Victor S. Bryant of Durham County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. George Kivett, their two daughters and son, George Kivett, Jr., of Lenoir County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 55, a bill to provide compensation for members of the Hamlet City Board of Education.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 117, a bill to clarify the negotiable instruments law relating to place of presentment.

Referred to Committee on Banking.

By Senator Jordan: S. B. 118, a bill to enable trustees to obtain interest upon funds awaiting investment.

Referred to Committee on Banking.

By Senator Snow: S. B. 119, a bill to authorize the city of Mount Airy to convey certain property to the State of North Carolina at private sale.

Referred to Committee on State Government.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 167, a bill to make the provisions of Part 3A of Article 18 of Chapter 160 of the General Statutes, pertaining to the platting, recording and regulation of subdivisions, applicable to Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. B. 169, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 170, a bill relating to the salary of the full-time chairman of the board of commissioners of Haywood County.

Referred to Committee on Salaries and Fees.

H. B. 174, a bill relating to the qualifications required of a person to be appointed county manager of Brunswick County.

Referred to Committee on Counties, Cities and Towns.

H. B. 177, a bill to amend Chapter 343, Session Laws of 1947, relating to the election and term of office of the members of the board of county commissioners in Dare County.

Referred to Committee on Counties, Cities and Towns.

H. B. 179, a bill to repeal Chapter 953 of the Session Laws of 1953 and to authorize the appointment and define the duties and fix the salary of Granville County Auditor.

Referred to Committee on Salaries and Fees.

H. B. 180, a bill to amend Chapter 22 of the 1959 Session Laws, as amended, authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1959 and all prior years.

Referred to Committee on Local Government.

H. B. 185, a bill to create a tax equalization board for Madison County and to confer certain powers on said board.

Referred to Committee on Counties, Cities and Towns.

H. B. 189, a bill to validate certain transactions in the office of the register of deeds of Cleveland County.

Referred to Committee on State Government.

H. B. 188, a bill to provide that it shall not be necessary for the chief of police of the town of Spring Hope to reside within the town limits.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 79, a bill to require the sheriff of Haywood County to collect certain fees in the performance of his duties and pay same to the auditor of Haywood County for deposit in the General Fund of Haywood County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 7, a bill authorizing the establishment of a town liquor control store in the town of Roseboro upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered enrolled.

H. B. 79, a bill to repeal and/or modify Chapter 54 of the Public-Local Laws of North Carolina, Session of 1935.

Passes its second and third readings and is ordered enrolled.



H. B. 128, a bill to authorize voters of Pender County to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in Pender County.

Passes its second and third readings and is ordered enrolled.

S. B. 26, a bill to transfer Richmond County from the Eighth to the Seventh Congressional District.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Congressional Districts.

S. B. 37, a bill to amend Chapter 108 of the General Statutes of North Carolina so as to exempt certain colleges from license requirements for public solicitation for funds.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 106, a bill amending Article 11, Chapter 7, of the General Statutes relating to the official court reporter for the Twenty-Fourth Judicial District.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 190, a joint resolution honoring the life and memory of Henry A. Scott of Alamance County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### THIRTIETH DAY

SENATE CHAMBER,  
Tuesday, March 12, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. L. C. Vereen, Pastor of the Fairmont Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator James, the courtesies of the galleries are extended to the teachers and the students of the 5th and 6th grades of the Great Falls School of Richmond County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Josephus Daniels Junior High School of Wake County.

Upon motion of Senator Propst, the courtesies of the floor are extended to former Senator Oliver Swaringen of Cabarrus County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Little River School of Durham County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to the teachers and the students of the South Lumberton School of Robeson County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Kingsville High School of Stanly County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. George Carrington, Mrs. Homer Andrews, Mrs. George Smedberg, Mrs. Poag and Mrs. Ludwick Scott of Alamance County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Arthur Bailey of Mitchell County.

Upon motion of Senator Midgett, the courtesies of the galleries are extended to the teachers and the students of the John A. Wilkinson School of Beaufort County.

Upon motion of Senator Yow, the courtesies of the galleries are extended to the teachers and the students of the Tileston and Lake Forest Schools of New Hanover County.

Upon motion of Senator Horton, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of Pittsboro School of Chatham County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to the teachers and the students of the Sweetwater School of Catawba County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Apex Consolidated School of Wake County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Wake Forest School of Wake County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Helen K. Anderson, Mrs. J. R. Bryant, Jr., Mrs. B. W. Hunter and Mrs. Harold V. Moore of Mecklenburg County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to Andy Wilson of Jackson County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 183, a joint resolution honoring the life and service of Charles Leon Braddy, former member of the General Assembly.

H. R. 97, a joint resolution expressing appreciation to the Travel Council of North Carolina, Incorporated, the North Carolina Department of Conservation and Development, the North Carolina Industrial Development Foundation, Incorporated, and to the numerous State and community civic leaders and organizations, who participated in the Governor's tour of North Carolina for European travel officials, October 7-12, 1962.

H. R. 190, a joint resolution honoring the life and memory of Henry A. Scott of Alamance County.

S. B. 25, an act to repeal Chapter 57 and Chapter 532 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

S. B. 34, an act to authorize the city of Roanoke Rapids to exchange certain real estate.

S. B. 48, an act to establish the county line between Duplin and Sampson Counties as that shown on the official maps of the State Highway Commission issued prior to January 1, 1961.

S. B. 49, an act to amend Chapter 114 of the Session Laws of 1951, as amended, so as to permit the board of county commissioners of Duplin County to establish the number of deputy sheriffs, and to fix salaries and travel allowances of said deputy sheriffs.

S. B. 58, an act to amend Chapter 1107, Session Laws of 1949, relating to the salary of the mayor of North Wilkesboro.

S. B. 59, an act relating to the punishment for public drunkenness in Pasquotank County.

S. B. 60, an act relating to the use of profanity or indecent language on the public highways of the State.

S. B. 74, an act to amend Chapter 258 of the Session Laws of 1957 relating to the compensation of the city council of the city of Rocky Mount.

H. B. 10, an act to adopt an official State tree for the State of North Carolina.

H. B. 94, an act relating to the Hyde County Board of Education.

H. B. 95, an act to amend Chapter 198 of the Session Laws of 1947, relating to the corporate limits of the town of Fairmont, so as to redefine said limits.

H. B. 99, an act to establish the date of the payment of taxes to the town of Raeford, to coincide with the discount period in effect for the county of Hoke.

H. B. 141, an act to extend the territorial jurisdiction of the city police of the town of Harrellsville in Hertford County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 79, a bill to require the sheriff of Haywood County to collect certain fees in the performance of his duties and pay same to the auditor of Haywood County for deposit in the general fund of Haywood County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Judiciary No. 1:

H. B. 117, a bill to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

H. B. 82, a bill authorizing the town of Kill Devil Hills to sell and convey a certain tract of land, with a favorable report.

H. B. 89, a bill to increase the requirements of General Statutes 15-199 relating to the requirements of persons placed upon probation, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Long and Scott: S. B. 120, a bill to enact the Southern Interstate Nuclear Compact.

Referred to Committee on Interstate and Federal Relations.

By Senators Long and Scott: S. B. 121, a bill to enact the Interstate Compact on Juveniles.

Referred to Committee on Interstate and Federal Relations.

By Senators Jordan, Belk and Yates: S. B. 122, a bill to allow for income tax purposes a limited deduction on account of federal income taxes.

Referred to Committee on Finance.

By Senators James and MacLean: S. B. 123, a bill to amend General Statutes 20-309 to limit cancellation of automobile liability insurance policies which are evidence of proof of financial responsibility.

Referred to Committee on Insurance.

By Senator MacLean: S. B. 124, a bill to amend Chapter 881 of the Session Laws of 1955 relating to the investment of certain funds by the clerk of the Superior Court of Robeson County.

Referred to Committee on Counties, Cities and Towns.

By Senators Morgan of Cleveland, Saunders, Johnston, Bailey, Yates, Forsyth, Jolly, Garriss, Humber, Hanes, Jones, Simmons, James, Midgett, Whitley, MacLean, Clark, Hamilton, Harrington, Brantley, Seay, Aydlott, Snow, Long, Mills, Story and Strong: S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State.

Referred to Committee on Finance.

By Senators Belk, Hamilton, Crew and Saunders: S. B. 126, a bill to amend General Statutes 116-8 and General Statutes 116-6 so as to increase the number of members of the board of trustees of the University of North Carolina constituting a quorum from ten to fifty-one at regular meetings and from twenty to sixty-five in meetings for the removal of members.

Referred to Committee on University Trustees.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 42, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County.

Referred to Committee on Conservation and Development.

H. B. 43, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County.

Referred to Committee on Conservation and Development.

H. B. 130, a bill to authorize the board of county commissioners of Pitt County to call a special or general election to authorize the levy of an additional tax of

five cents on each one hundred dollars valuation of property in Pitt County to provide for the maintenance, support and operation of Pitt County Memorial Hospital, Inc.

Referred to Committee on Finance.

H. B. 132, a bill to incorporate the town of Topsail Beach, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 142, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same applicable to Mitchell County as modified.

Referred to Committee on Finance.

H. B. 184, a bill to revise and consolidate the charter of the town of Mocksville, North Carolina.

Referred to Committee on Local Government.

#### SPECIAL ORDER

The hour having arrived for the consideration of the Special Order of the day, the President of the Senate lays before the Senate, S. B. 64, a bill to make unlawful the giving of birth to, or the fathering of, two or more illegitimate children.

The amendments offered by the Committee are adopted.

The bill, as amended, fails to pass its second reading.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### THIRTY-FIRST DAY

SENATE CHAMBER,

Wednesday, March 13, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Clyde O. Robinson, Jr., Assistant Pastor of White Memorial Presbyterian Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to Don Matthews of Martin County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Mrs. W. D. James, wife of Senator James of Richmond County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mr. and Mrs. Raymond King of Mecklenburg County, and Raymond King, III is made an honorary page of the Senate.

Upon motion of Senator Morgan of Cleveland, S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State, is taken from the Committee on Finance and re-referred to the Committee on Public Roads.

## MESSAGE FROM THE OFFICE OF THE GOVERNOR

Upon motion of Senator Scott, the following message from the Office of His Excellency, Governor Terry Sanford, is ordered spread upon the Journal:

Governor Terry Sanford this morning received a letter from State Representative John W. Umstead, Jr. of Chapel Hill, resigning from the General Assembly, where he has worked since 1931.

"I accept this resignation only because John Umstead insists that I do so, and only because he has promised to continue to help in the mental health and education programs to the extent of his ability and only because relief from the duties of this office will improve his health," Governor Sanford said.

"I know of no man who has served the people of North Carolina better or longer."

The Governor added: "John Umstead was elected fourteen times to the General Assembly by the people of Orange County. He served them well. But his main constituents are the people who don't vote—the boys and girls in public schools across North Carolina, the young and the adult at the mental hospitals, which he built, the students at the three branches of the University of North Carolina and at the other state-supported colleges."

"On their behalf, I thank him."

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 51, an act to release certain properties to Louisburg College.

S. B. 61, an act to revise and consolidate the charter of the town of Kernersville providing for the town-manager form of government.

H. B. 7, an act authorizing the establishment of a town liquor control store in the town of Roseboro upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

H. B. 79, an act to repeal and/or modify Chapter 54 of the Public Local laws of North Carolina, Session of 1935.

H. B. 128, an act to authorize voters of Pender County to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in Pender County.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 42, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County, with a favorable report.

Upon motion of Senator Snow, the bill is re-referred to the Committee on Finance.

H. B. 43, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County, with a favorable report.

Upon motion of Senator Snow, the bill is re-referred to the Committee on Finance.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 124, a bill to amend Chapter 881 of the Session Laws of 1955 relating to the investment of certain funds by the clerk of the superior court of Robeson County, with a favorable report.

H. B. 132, a bill to incorporate the town of Topsail Beach, North Carolina, with a favorable report.

H. B. 139, a bill to amend Section 118-7 of the General Statutes of North Carolina relating to the disbursement of firemen's relief fund in the city of Salisbury, with a favorable report.

H. B. 167, a bill to make the provisions of Part 3A of Article 18 of Chapter 160 of the General Statutes, pertaining to the platting, recording and regulation of subdivisions, applicable to Johnston County, with a favorable report.

H. B. 177, a bill to amend Chapter 343, Session Laws of 1947, relating to the election and term of office of the members of the board of county commissioners in Dare County, with a favorable report.

H. B. 185, a bill to create a tax equalization board for Madison County and to confer certain powers on said board, with a favorable report.

By Senator Clark, for the Committee on State Government:

S. B. 24, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission, with a favorable report.

S. B. 119, a bill to authorize the city of Mount Airy to convey certain property to the State of North Carolina at private sale, with a favorable report.

H. B. 189, a bill to validate certain transactions in the office of the register of deeds of Cleveland County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Johnston: S. B. 127, a bill to amend General Statutes 143-166 relating to officers who may participate in the law enforcement officers' benefit and retirement fund benefits.

Referred to Committee on Retirement, Employment Security.

By Senator Jordan and James: S. B. 128, a bill to amend Parts 4 and 4A of Article 3 of Chapter 108 of the General Statutes relating to hospitalization payments for public assistance recipients and the medically indigent.

Referred to Committee on Public Health.

By Senator Kirby: S. B. 129, a bill to amend General Statutes 14-107 relating to fines for issuing worthless checks, so as to make the limitation thereon apply to Wilson County.

Referred to Committee on Judiciary No. 2.

By Senators Garriss and Saunders: S. B. 130, a bill to amend Chapter 95 of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senators James, MacLean, Belk, Walton, Yates, Hamilton, Garriss, Meares, Mills, Morgan of Cleveland, Kirby, Simmons, Snow, Bailey, Hollowell, Morgan of Harnett, Jordan: S. R. 131, a joint resolution providing for the appointment of a Commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Charlotte.

Referred to Committee on Public Health.

By Senators Jolly and Shelton: S. B. 132, a bill to classify individual family fall-out shelters for purposes of ad valorem taxation.

Referred to Committee on Finance.

By Senator Forsyth: S. B. 133, a bill relating to certain contracts of minor children.

Referred to Committee on Judiciary No. 2.

By Senator Shelton: S. R. 134, a joint resolution honoring the life, memory and achievements of William Grimes Clark, a former member of the Senate.

Upon motion of Senator Shelton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 34, a bill to amend Chapter 131, Article 13A, of the General Statutes so as to eliminate duplication of certain supervisory activities of different state agencies by exempting X-ray facilities of certain hospitals from the provisions of Chapter 104C of the General Statutes.

Referred to Committee on Public Health.

H. B. 40, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission.

Referred to Committee on State Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 117, a bill to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—45.



H. B. 82, a bill authorizing the town of Kill Devil Hills to sell and convey a certain tract of land.

Passes its second and third readings and is ordered enrolled.

H. B. 89, a bill to increase the requirements of General Statutes 15-199 relating to the requirements of persons placed upon probation.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Crew, the Senate adjourns in honor of John Umstead, Representative of the House of Representatives of Orange County who has served in the General Assembly for fourteen terms and has recently resigned due to ill health, to meet tomorrow at 12 M.

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### THIRTY-SECOND DAY

SENATE CHAMBER,  
Thursday, March 14, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator James, the courtesies of the galleries are extended to Mrs. Hector MacLean, wife of Senator MacLean of Robeson County.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the Cobb School of Caswell County.

Upon motion of Senators Simmons and Yow, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Grove School of Sampson County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to the teachers and the students of the Henderson Institute School of Vance County.

Upon motion of Senator James, the courtesies of the galleries are extended to Mr. and Mrs. Paul Johnston of Johnston County.

Upon motion of Senator Jordan, David Laurence Nutting is made an honorary page of the Senate.

Upon motion of Senator White, the courtesies of the galleries are extended to Mrs. Jimmy Johnson, wife of Senator Johnson of Iredell County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mrs. Boyce A. Whitmire, and the courtesies of the floor are extended to former Senator Boyce A. Whitmire of Henderson County.

Upon motion of Senator Clark, H. B. 40, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission, is taken from the Committee on State Government and placed upon today's Calendar.

The President grants leave of absence to Senator Morgan of Cleveland for tomorrow, March 15, 1963.

## REPORT OF COMMITTEE

Senator Belk, for the Committee appointed to consider the invitation extended to the General Assembly to visit the Charlotte Trade Fair, makes the following report:

Your Committees appointed to consider the invitation to the General Assembly to visit the Charlotte Trade Fair make the following report:

The Joint Committee has met on two occasions and makes the following recommendations: (1) that the invitation to visit the Charlotte Trade Fair be accepted for Friday, May 3, 1963; (2) that the House of Representatives and the Senate meet at 8:00 a. m. on said May 3 and adjourn in time to leave Raleigh for Charlotte by 9:00 a. m.

We respectfully submit the above report from the Joint Committee of the

*House of Representatives*

CARL V. VENTERS, *Chairman*  
 FRED F. BAHNSON, JR.  
 DAVID M. BRITT  
 ROBERT LEATHERWOOD, III  
 JAMES B. VOGLER

*Senate*

IRWIN BELK, *Chairman*  
 WILLIAM P. SAUNDERS  
 LINDSAY C. WARREN, JR.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed, with a favorable report.

S. B. 129, a bill to amend General Statutes 14-107 relating to fines for issuing worthless checks, so as to make the limitation thereon apply to Wilson County, with a favorable report.

S. B. 133, a bill relating to certain contracts of minor children, with a favorable report.

By Senator James, for the Committee on Public Health:

H. B. 34, a bill to amend Chapter 131, Article 13A, of the General Statutes so as to eliminate duplication of certain supervisory activities of different State agencies by exempting X-ray facilities of certain hospitals from the provisions of Chapter 104C of the General Statutes, with a favorable report.

S. R. 102, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium, with a favorable report.

S. R. 131, a joint resolution providing for the appointment of a commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Charlotte, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Midgett: S. B. 135, a bill to amend General Statutes 105-164.4 relating to the sales tax with respect to perforated flooring in certain drying bins. Referred to Committee on Finance.

By Senator Johnston: S. B. 136, a bill to require all North Carolina motor vehicle operators to sign a safety agreement or pledge. Referred to Committee on Highway Safety.

By Senator Johnston: S. B. 137, a bill to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County. Referred to Committee on Judiciary No. 2.

By Senator Johnson: S. B. 138, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended. Referred to Committee on Finance.

By Senator Johnson: S. B. 139, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended. Referred to Committee on Finance.

By Senator Johnson: S. B. 140, a bill to amend General Statutes 119-23 to end diversion of highway use motor fuels inspection fees to General Fund purposes. Referred to Committee on Finance.

By Senators Jordan and Shelton: S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday. Referred to Committee on Judiciary No. 1.

By Senator Yates, by request: S. B. 142, a bill to increase the penalty for taking wild turkey during the closed season. Referred to Committee on Wildlife.

By Senator Yates, by request: S. B. 143, a bill to prevent the taking of deer with the aid of boats. Referred to Committee on Wildlife.

By Senator Garriss: S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes. Referred to Committee on Judiciary No. 2.

By Senator Jolly: S. B. 145, a bill to authorize an opinion election in the town of Louisburg on the question of the fluoridation of the town water supply. Referred to Committee on Election Laws and Legislative Representation.

By Senators MacLean, James and Saunders:

S. B. 146, a bill to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State Air Hygiene Program by the State Board of Health.

Referred to Committee on Public Health.

By Senators James, Johnson, Meares, Jordan and Morgan of Harnett: S. B. 147, a bill to appropriate \$200,000.00 to the North Carolina Board of Nurse Registration and Nursing Education to provide grants-in-aid to assist hospitals in establishing and operating diploma schools of nursing.

Referred to Committee on Public Health.

By Senator White, by request: S. B. 148, a bill to establish the State Topographic Mapping Commission, to define the duties and responsibilities of the said Commission, and to provide for the orderly completion of topographic mapping of the State of North Carolina in cooperation with the geological survey of the U. S. Department of the Interior.

Referred to Committee on Judiciary No. 1.

By Senator Whitley: S. B. 149, a bill to amend General Statutes 106-390 relating to the public sale of official calfhood vaccinated heifers under twenty-four months of age.

Referred to Committee on Agriculture.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964.

Referred to Committee on Highway Safety.

H. B. 114, a bill to amend General Statutes 105-164.14(b) relating to the time for filing retail sales and use tax refund requests.

Referred to Committee on Finance.

H. B. 137, a bill to amend Chapter 20 of the General Statutes so as to raise the weight limits of property hauling vehicles whose operator is required to have a chauffeur's license from 20,000 pounds to 26,000 pounds.

Referred to Committee on Public Roads.

H. B. 154, a bill amending General Statutes 108-1 relating to the per diem of members of the State Board of Public Welfare.

Referred to Committee on Appropriations.

H. B. 207, a bill to validate the action of the town board of aldermen of the town of Columbia in making a private sale.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 117, a bill to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 1, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hatcher, Hollowell, Humber, James, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—44.

Those voting in the negative are: Senators Walton—1.

The bill is ordered enrolled.

H. B. 132, a bill to incorporate the town of Topsail Beach, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hatcher, Hollowell, Humber, James, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 119, a bill to authorize the city of Mount Airy to convey certain property to the State of North Carolina at private sale.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 124, a bill to amend Chapter 881 of the Session Laws of 1955 relating to the investment of certain funds by the clerk of the Superior Court of Robeson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 139, a bill to amend Section 118-7 of the General Statutes of North Carolina relating to the disbursement of firemen's relief fund in the city of Salisbury.

Passes its second and third readings and is ordered enrolled.

H. B. 167, a bill to make the provisions of Part 3A of Article 18 of Chapter 160 of the General Statutes, pertaining to the platting, recording and regulation of subdivisions, applicable to Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 177, a bill to amend Chapter 343, Session Laws of 1947, relating to the election and term of office of the members of the board of county commissioners in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 185, a bill to create a tax equalization board for Madison County and to confer certain powers on said board.

Passes its second and third readings and is ordered enrolled.

H. B. 189, a bill to validate certain transactions in the office of the register of deeds of Cleveland County.

Passes its second and third readings and is ordered enrolled.

S. B. 24, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission.

Upon motion of Senator Clark, the bill is re-referred to the Committee on State Government.

H. B. 40, a bill to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Clark, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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### THIRTY-THIRD DAY

SENATE CHAMBER,  
Friday, March 15, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Scott for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the galleries to Mrs. James Stikeleather, wife of Senator Stikeleather of Buncombe County.

Upon motion of Dr. James, the courtesies of the galleries are extended to Mrs. Herman Gullede of Richmond County.

Upon motion of Senator Johnston, the courtesies of the galleries are extended to Lee Bowers and B. B. Grayheal of Ashe County.

Upon motion of Senator Brantley, the courtesies of the galleries are extended to the Latin Club of the Tryon High School and their teacher Myrtle Baldwin of Polk County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Mrs. O. Max Gardner, Sr., Mrs. O. Max Gardner, Jr., and Mrs. J. D. Lineberger of Cleveland County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Mrs. Staton P. Williams, wife of Senator Williams of Stanly County.

Upon motion of Senator Midgett, the courtesies of the galleries are extended to the teachers and the students of the Washington High School of Beaufort County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the seventh grade of the D. Matt Thompson School of Iredell County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to Mrs. Marvin K. Blount and the courtesies of the floor are extended to former Senator Marvin K. Blount of Pitt County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to the teachers and the students of the Latin Class from the Canton High School of Haywood County.

### ANNOUNCEMENT

Claude Lewis, Veteran Calendar Clerk to the Senate since 1915, who has rendered outstanding service to many Senators and the Public of the State through these

forty-eight years, and an employee of the Senate who is beloved by all those with whom he has worked, is retiring from service in the Senate today, due to the fact that he is now retired under Social Security.

I am sure that the Senate Members join his Co-workers in wishing him much happiness in his retirement, and God speed.

#### REPORT OF COMMITTEE

Senator Belk, for the Committee appointed by the President of the Senate and the Speaker of the House, submits the following report:

The undersigned Committee of the Senate and the House of Representatives met in Joint Session on Thursday, March 14, 1963 to consider invitations to the General Assembly to visit Camp Lejeune in Onslow County, the city of Wilmington in New Hanover County, and the city of Elizabeth City in Pasquotank County, and makes the following report:

After careful consideration, the Joint Committee recommends that the General Assembly accept the three (3) invitations on the following dates; (1) Camp Lejeune on April 30, 1963, (2) Wilmington on April 4, 1963, and (3) Elizabeth City on April 17, 1963.

Details of the three trips as to time of departure, etc., will be announced at a later date.

Respectfully submitted,  
 CARL V. VENTERS, *Chairman*  
 FRED F. BAHNSON, JR.  
 ROBERT LEATHERWOOD, III  
 DAVID M. BRITT  
 JAMES B. VOGLER

*Committee on the part of the House of Representatives.*

IRWIN BELK, *Chairman*  
 LINDSAY C. WARREN, JR.  
 WILLIAM P. SAUNDERS

*Committee on the part of the Senate.*

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 134, a joint resolution honoring the life, memory and achievements of William Grimes Clark, a former member of the Senate.

S. B. 99, an act to include Haywood County in the act or law authorizing the operation of summer schools in the public school system of the State.

H. B. 40, an act to amend Article 39 of Chapter 143 of the General Statutes so as to continue the existence of the U. S. S. North Carolina Battleship Commission.

H. B. 82, an act authorizing the town of Kill Devil Hills to sell and convey a certain tract of land.

H. B. 89, an act to increase the requirements of General Statutes 15-199 relating to the requirements of persons placed upon probation.

H. B. 117, an act to amend the charter of the city of Greensboro, the same being Chapter 37, Private Laws of 1923, as amended, and particularly as revised and reorganized by Chapter 1137, Session Laws of 1959, as amended.

H. B. 139, an act to amend Section 118-7 of the General Statutes of North Carolina relating to the disbursement of firemen's relief fund in the city of Salisbury.

H. B. 167, an act to make the provisions of Part 3A of Article 18 of Chapter 160 of the General Statutes, pertaining to the platting, recording and regulation of subdivisions, applicable in Johnston County.

H. B. 177, an act to amend Chapter 343, Session Laws of 1947, relating to the election and term of office of the members of the board of county commissioners in Dare County.

H. B. 185, an act to create a tax equalization board for Madison County and to confer certain powers on said board.

H. B. 189, an act to validate certain transactions in the office of the register of deeds of Cleveland County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Propst, for the Committee on Local Government:

H. B. 180, a bill to amend Chapter 22 of the 1959 Session Laws, as amended, authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1959 and all prior years, with a favorable report.

H. B. 184, a bill to revise and consolidate the charter of the town of Mocksville, North Carolina, with a favorable report.

H. B. 188, a bill to provide that it shall not be necessary for the chief of police of the town of Spring Hope to reside within the town limits, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yow, Crew, Clark, Williams and James: S. R. 150, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Wilmington at the U. S. S. North Carolina Battleship Memorial.

Upon motion of Senator Yow, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Aydlett: S. R. 151, a joint resolution providing for a Session of the General Assembly to be held at the site of the first meeting of a legislative Body ever assembled in our State in Pasquotank County.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.



By Senator Martin: S. B. 152, a bill to regulate the sale of corn.

Referred to Committee on Agriculture.

By Senator Jolly: S. B. 153, a bill to provide an administrative office of the courts and a director thereof.

Referred to Committee on Courts and Judicial Districts.

By Senator Jolly: S. B. 154, a bill to make an appropriation for the maintenance of the administrative office of the courts.

Referred to Committee on Courts and Judicial Districts.

By Senator Jolly: S. R. 155, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution.

Referred to Committee on Courts and Judicial Districts.

By Senator Currie: S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations.

Referred to Committee on Banking.

By Senator Currie: S. B. 157, a bill to amend General Statutes 54-29 so as to provide for test appraisals of collateral for loans made by savings and loan associations doing business in North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Johnston: S. B. 158, a bill to amend Article 9, Chapter 164 of the General Statutes, so as to provide a new State-wide registration of voters in each county.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Hatcher: S. B. 159, a bill to provide for the pay and care of North Carolina National Guardsmen disabled in service.

Referred to Committee on Veterans and Military Affairs.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 44, a bill to change the name of Winston-Salem Teachers College to Winston-Salem State College.

Referred to Committee on Higher Education.

H. B. 108, a bill to increase the amount of court costs in the recorder's court in Camden County from \$9.50 to \$12.50, and to provide that said costs shall be paid into the general fund of Camden County.

Referred to Committee on Local Government.

H. B. 196, a bill relating to the election of the members of the board of education of Currituck County.

Referred to Committee on Education.

H. B. 198, a bill to fix the salary of the first deputy sheriff of Madison County.

Referred to Committee on Salaries and Fees.

H. B. 211, a bill relating to the expense allowance of the sheriff of Yancey County.

Referred to Committee on Salaries and Fees.

H. B. 231, a bill to fix the salary of the mayor of the town of Robbinsville.

Referred to Committee on Salaries and Fees.

H. R. 259, a joint resolution honoring the memory of Otis McCoy Mull, an outstanding leader in the political, educational, religious, business and civic progress of North Carolina for more than half a century.

The bill is placed upon the Calendar.

H. R. 280, a joint resolution accepting the invitation to the members of the Legislature to visit Camp Lejeune.

Upon motion of Senator Stikeleather, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 132, a bill to incorporate the town of Topsail Beach, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Crew, Currie, Garriss, Gurganus, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

S. B. 129, a bill to amend General Statutes 14-107 relating to fines for issuing worthless checks, so as to make the limitation thereon apply to Wilson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 102, a joint resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

Upon motion of Senator Williams, action on the bill is postponed until Monday, March 18, 1963.

S. R. 131, a joint resolution providing for the appointment of a commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Charlotte.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 133, a bill relating to certain contracts of minor children.

Upon motion of Senator Jolly, action on the bill is postponed until Monday, March 18, 1963.

H. B. 34, a bill to amend Chapter 131, Article 13A of the General Statutes so as to eliminate duplication of certain supervisory activities of different State

agencies by exempting X-ray facilities of certain hospitals from the provisions of Chapter 104C of the General Statutes.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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### THIRTY-FOURTH DAY

SENATE CHAMBER,  
Saturday, March 16, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Crew, the Senate adjourns to meet Monday evening at 8 o'clock.

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### THIRTY-FIFTH DAY

SENATE CHAMBER,  
Monday, March 18, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. R. Bruce Pate, Pastor of the Wynnewood Park Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Mr. and Mrs. Carl Grotnes, father and mother of Mrs. Irwin Belk, wife of Senator Belk of Mecklenburg County.

Leave of absence is granted to Senator James due to illness in his family.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Mr. and Mrs. W. T. Moss and Mr. and Mrs. Winston of Franklin County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mr. Simpson and James Earp of Johnston County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to Mr. and Mrs. Julian Hamilton of Carteret County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mr. and Mrs. Horton Gibbs of Buncombe County, and their son Walter Gibbs is made an honorary page of the Senate.

Upon motion of Senator Hatcher, the courtesies of the floor are extended to former Senator Mrs. R. S. Ferguson of Alexander County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. Claude Ward of Alamance County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the Alpha Theta Chapter of Wake County Alpha Delta Kappa, Sorority of Honorary Teachers of Wake County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. Kenneth Edmondson and Mrs. Margaret Chadwick of Lenoir County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 160, a bill to provide for speed governors, speed warning devices and maximum speed reading indicators on new motor vehicles registered in this State and manufactured, assembled, or sold after September 1, 1964. Referred to Committee on Highway Safety.

By Senator MacLean: S. B. 161, a bill to revise and re-state the charter of the city of Lumberton.

Referred to Committee on Counties, Cities and Towns.

By Senator Yates, by request: S. B. 162, a bill to provide that the overpowering of a motorboat shall be prima facie evidence of reckless or negligent operation when such boat causes a boating accident.

Referred to Committee on Wildlife.

By Senator Yates, by request: S. B. 163, a bill to redefine the term "Motorboat" as the same is used in the North Carolina Motorboat Act.

Referred to Committee on Wildlife.

By Senator Yates, by request: S. B. 164, a bill to require manufacturers of outboard motorboats to designate the recommended maximum safe horsepower of motors to be used in the propulsion thereof.

Referred to Committee on Wildlife.

By Senators Clark, Long, Belk, Saunders, Hollowell, Hatcher, Humber, Morgan of Cleveland, Snow, Currie, Johnson, Walton, Johnston, Yates, Warren, Brantley, Mills, MacLean, Bailey, Jones, Jordan and Hanes: S. B. 165, a bill relating to the enrollment of troops in the State Militia.

Referred to Committee on Veterans and Military Affairs.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 64, a bill to include the town of Chadbourn within the Chadbourn Drainage District, and to repeal Section 3 of Chapter 1020, 1953 Session Laws.

Referred to Committee on Local Government.

H. B. 115, a bill to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said article applicable to forestry management, development, and improvement.

Referred to Committee on Conservation and Development.

H. B. 123, a bill to amend General Statutes 108-35 of Article 3 of Chapter 108 of the General Statutes relating to the removal of an old age assistance recipient to another county.

Referred to Committee on Public Welfare.

H. B. 158, a bill to amend General Statutes 108-38 relating to county administrative expenses for public assistance purposes.

Referred to Committee on Public Welfare.

H. B. 165, a bill to authorize two or more county boards of public welfare to employ a county director to serve the two or more appointing counties.

Referred to Committee on Public Welfare.

H. B. 175, a bill to designate U. S. Highway #70, wherever located in North Carolina, as "Blue Star Memorial Highway".

Referred to Committee on Public Roads.

H. B. 182, a bill to amend Chapter 366, Public-Local Laws of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County.

Referred to Committee on Local Government.

H. B. 208, a bill to amend General Statutes 156-93.1 relating to drainage districts in Beaufort County.

Referred to Committee on Conservation and Development.

H. B. 197, a bill relating to elections in the city of Monroe.

Upon motion of Senator Williams, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 234, a bill to amend General Statutes 116-8 and General Statutes 116-6 so as to increase the number of members of the board of trustees of the University of North Carolina constituting a quorum from ten to fifty-one at regular meetings and from twenty to sixty-five in meetings for the removal of members.

Referred to Committee on University Trustees.

H. B. 249, a bill permitting the governing body of the city of Salisbury to sell certain land at a private sale without advertisement thereof.

Referred to Committee on Judiciary No. 1.

H. R. 288, a joint resolution honoring the life and memory of Mrs. John H. Vernon, Sr. of Alamance County.

Upon motion of Senator Scott, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 184, a bill to revise and consolidate the charter of the town of Mocksville, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin,

Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—44.

H. B. 180, a bill to amend Chapter 22 of the 1959 Session Laws, as amended, authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1959 and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 188, a bill to provide that it shall not be necessary for the chief of police of the town of Spring Hope to reside within the town limits.

Passes its second and third readings and is ordered enrolled.

S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

Upon motion of Senator Hamilton, action on the bill is postponed until Wednesday, March 20, 1963.

S. B. 133, a bill relating to certain contracts of minor children.

Senator Jolly offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. R. 259, a joint resolution honoring the memory of Otis McCoy Mull, an outstanding leader in the political, educational, religious, business and civic progress of North Carolina for more than half a century.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of former Speaker of the House O. M. Mull of Cleveland County, to meet tomorrow at 12 M.

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### THIRTY-SIXTH DAY

SENATE CHAMBER,  
Tuesday, March 19, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Snow, Alan David Baer is made an honorary page of the Senate.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to the teachers and the students of the P. W. Moore School of Duplin County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to David McConnell of Mecklenburg County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mrs. William T. Stone of Virginia, sister-in-law of President Stone, and Billy Stone and Vince Stone are made honorary pages of the Senate.

Upon motion of Senator Belk, the courtesies of the galleries are extended to A. Y. Hamrick of Mecklenburg County.

Upon motion of Senator Propst, the courtesies of the galleries are extended to Mr. and Mrs. Dan Allison of Jackson County and Mr. and Mrs. Jim Wilkinson of Cabarrus County.

Upon motion of Senator Mason, the courtesies of the galleries are extended to the teachers and the students of the E. M. Rollins School of Vance County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to B. F. McMillan, Clerk of Superior Court, Robert Weinstein and Valre Dyle of Robeson County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Mount Olive High School of Wayne County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to a delegation of Democratic Women from Johnston County headed by Mrs. Roy C. Coats and Mrs. Nora P. Southerland, Clerk of Superior Court of Johnston County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 280, a joint resolution accepting the invitation to the members of the Legislature to visit Camp Lejeune.

S. R. 151, a joint resolution providing for a Session of the General Assembly to be held at the site of the first meeting of a legislative body ever assembled in our State in Pasquotank County.

S. R. 150, a joint resolution inviting the General Assembly to hold a Session of the General Assembly in the city of Wilmington at the U. S. S. North Carolina Battleship Memorial.

H. R. 259, a joint resolution honoring the memory of Otis McCoy Mull, an outstanding leader in the political, educational, religious, business and civic progress of North Carolina for more than half a century.

H. R. 288, a joint resolution honoring the life and memory of Mrs. John H. Vernon, Sr., of Alamance County.

S. B. 17, an act to amend General Statutes 67-29 relating to the use of guide dogs accompanying blind persons in public conveyances.

S. B. 19, an act to permit an election in the city of Lumberton on the question of off-premise sale of beer and wine.

S. B. 50, an act to amend Chapter 535 of the Public Local and Private Laws of 1935 so as to increase the compensation, and make allowance for expenses and fees for the coroner in Duplin County.

S. B. 53, an act relating to elections in the city of Wilson.

S. B. 73, an act to authorize the appointment of salaried deputy sheriffs, to fix their compensation, to establish jail fees, and prescribe travel allowances for the sheriff's office of Haywood County.

H. B. 34, an act to amend Chapter 131, Article 13A, of the General Statutes so as to eliminate duplication of certain supervisory activities of different State agencies by exempting X-ray facilities of certain hospitals from the provisions of Chapter 104C of the General Statutes.

H. B. 132, an act to incorporate the town of Topsail Beach, North Carolina.

H. B. 180, an act to amend Chapter 22 of the 1959 Session Laws, as amended, authorizing the county commissioners of Wayne County to turn into the general fund all taxes collected for the year 1959 and all prior years.

H. B. 188, an act to provide that it shall not be necessary for the chief of police of the town of Spring Hope to reside within the town limits.

H. B. 197, an act relating to elections in the city of Monroe.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 133, a bill relating to certain contracts of minor children.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 77, a bill to prohibit the publication of the names of female victim of rape, assault with intent to commit rape, and carnal knowledge, with an unfavorable report.

S. B. 130, a bill to amend Chapter 95 of the General Statutes of North Carolina, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Midgett, Martin and Gurganus: S. B. 166, a bill to establish the senatorial districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Whitley: S. B. 167, a bill relating to the taxation of production credit associations.

Referred to Committee on Finance.

By Senators Forsyth, Belk and Garriss: S. B. 168, a bill to amend General Statutes 53-62 relating to the establishment of branch banks and tellers' windows.

Referred to Committee on Banking.

By Senators MacLean and Scott: S. B. 169, a bill to appropriate funds to preserve and restore historic artifacts.

Referred to Committee on Appropriations.

By Senators MacLean and Scott: S. B. 170, a bill to make a grant-in-aid of \$3500.00 to commemorate the part played by North Carolinians in the battle of Gettysburg.

Referred to Committee on Appropriations.



## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites.

Referred to Committee on Appropriations.

H. B. 118, a bill to incorporate the town of Sunset Beach in Brunswick County, State of North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 191, a bill to amend Chapter 512 of the Session Laws of 1949 relating to the corporate limits of the town of Surf City in Pender County.

Referred to Committee on Counties, Cities and Towns.

H. B. 194, a bill to amend Section 13 of Chapter 504 of the 1961 Session Laws of North Carolina so as to place the town of Dallas under most of the provisions of Article 3, Chapter 160, of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 1.

H. B. 209, a bill to amend Chapter 175, Session Laws of 1945, so as to change the regular meeting of the board of commissioners and to require a filing fee for candidates for the office of mayor and commissioner.

Referred to Committee on Local Government.

H. B. 213, a bill to authorize the town of Creedmoor to purchase certain water lines.

Referred to Committee on Counties, Cities and Towns.

H. B. 217, a bill to amend Chapter 174 of the Private Laws of 1905, as amended, relative to the number of commissioners for the town of Magnolia, N. C., and to provide four-year terms for the mayor and commissioners thereof.

Referred to Committee on Counties, Cities and Towns.

H. B. 223, a bill to prohibit the taking of clams for commercial purposes in Brunswick County during certain months.

Referred to Committee on Conservation and Development.

H. B. 227, a bill to authorize the board of county commissioners of Dare County to establish the office of tax collector, and to transfer all of the duties, powers and responsibilities of tax collection to the office of tax collector, and to relieve the sheriff of tax collection.

Referred to Committee on Counties, Cities and Towns.

H. B. 228, a bill to amend Section 5 of Chapter 5 of the Public Local Laws of 1941 relating to the description of Erlanger Ward in the city of Lexington.

Referred to Committee on Counties, Cities and Towns.

H. B. 239, a bill to create the Chowan-Perquimans County peace officers relief fund.

Referred to Committee on Counties, Cities and Towns.

H. B. 240, a bill to fix the terms of the chairman and members of the board of commissioners of Yancey County and to provide for terms of successors to such offices.

Referred to Committee on Local Government.

H. B. 241, a bill to repeal Chapter 19 of the Private Laws of 1935 abolishing the board of light and water commissioners for the town of Belhaven and transferring their functions to the governing body of said town.

Referred to Committee on Local Government.

H. B. 255, a bill authorizing the board of commissioners of Watauga County to appropriate not exceeding \$20,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

Referred to Committee on Appropriations.

H. R. 289, a joint resolution congratulating J. P. Stevens and Company, Inc., upon its 150th year of continued and successful operations in the textile field in this and other states of the United States and in foreign countries.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 184, a bill to revise and consolidate the charter of the town of Mocksville, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—46.

The bill is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### THIRTY-SEVENTH DAY

SENATE CHAMBER,

Wednesday, March 20, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the galleries are extended to Mrs. Cicero Yow, wife of Senator Yow of New Hanover County, and Nickie Yow, daughter of Senator and Mrs. Yow, is made an honorary page of the Senate.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Mrs. Wilbur Jolly, wife of Senator Jolly of Franklin County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Scott B. Berkeley and John Kerr, III, of Wayne County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to O. R. Symons, W. J. Overman and Mr. Hyman of Pasquotank County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Fuquay Consolidated School of Wake County.

Upon motion of Senator Stikeleather, the courtesies of the floor are extended to former Representative Bruce Elmore and Julius Coble of Buncombe County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to the teachers and the students of the third and fourth grades of the Gold Sand School of Franklin County.

Upon motion of Senator Johnson, the courtesies of the floor are extended to former Senator J. Henry Hill, Sr. of Catawba County.

Upon motion of Senator Snow, the courtesies of the floor are extended to former Senator and Mrs. J. Benton Stacey of Stokes County.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to the East Duplin High School basketball team of Duplin County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mr. and Mrs. Howell Crawford and Mrs. David Satterfield, Jr. of Haywood County, and Amy Louise Satterfield and David O. Satterfield, III are made honorary pages of the Senate.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Banking:

S. B. 105, a bill to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to re-define paid-in capital for the purpose of the base for capital to debt ratio and to change the requirements for membership, with a favorable report, as amended.

S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations, with a favorable report.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 161, a bill to revise and re-state the charter of the city of Lumberton, with a favorable report.

Upon motion of Senator MacLean, the rules are suspended and the bill is placed upon today's Calendar for its second roll call reading.

H. B. 118, a bill to incorporate the town of Sunset Beach in Brunswick County, State of North Carolina, with a favorable report.

H. B. 169, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County, with a favorable report.

H. B. 191, a bill to amend Chapter 512 of the Session Laws of 1949 relating to the corporate limits of the town of Surf City in Pender County, with a favorable report.

H. B. 213, a bill to authorize the town of Creedmoor to purchase certain water lines, with a favorable report.

H. B. 217, a bill to amend Chapter 174 of the private laws of 1905, as amended, relative to the number of commissioners for the town of Magnolia, N. C., and to provide four-year terms for the mayor and commissioners thereof, with a favorable report.

H. B. 227, a bill to authorize the board of county commissioners of Dare County to establish the office of tax collector, and to transfer all of the duties, powers and responsibilities of tax collection to the office of tax collector, and to relieve the sheriff of tax collections, with a favorable report.

H. B. 228, a bill to amend Section 5 of Chapter 5 of the Public-Local Laws of 1941 relating to the description of Erlanger Ward in the city of Lexington, with a favorable report.

H. B. 239, a bill to create the Chowan-Perquimans County Peace Officers Relief Fund, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 100, a bill to amend Chapter 74, Session Laws of 1961, to increase the salary of the chairman of the county cemetery commission, with a favorable report, as amended.

H. B. 101, a bill to authorize the board of county commissioners of Graham County to appoint a clerk to the board of county commissioners and to the county board of elections, and fixing the salary of said official, with a favorable report, as amended.

H. B. 170, a bill relating to the salary of the full-time chairman of the board of commissioners of Haywood County, with a favorable report.

H. B. 179, a bill to repeal Chapter 953 of the Session Laws of 1953 and to authorize the appointment and define the duties and fix the salary of Granville County auditor, with a favorable report.

H. B. 198, a bill to fix the salary of the first deputy sheriff of Madison County, with a favorable report.

H. B. 211, a bill relating to the expense allowance of the sheriff of Yancey County, with a favorable report.

H. B. 231, a bill to fix the salary of the mayor of the town of Robbinsville, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Strong and Story: S. B. 171, a bill to amend General Statutes 105-149(a) to allow an additional state income tax exemption for each taxpayer sixty-five years and over and an additional dependency deduction for each child in college.

Referred to Committee on Finance.

By Senators Strong and Story: S. B. 172, a bill to prohibit the sale of malt beverages to any person refusing to show identification for purposes of verifying his age.

Referred to Committee on Judiciary No. 1.

By Senator Strong: S. R. 173, a resolution relating to a popular referendum on the question of capital punishment under the criminal laws of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senators Long and Jolly: S. B. 174, a bill to provide for the repeal of General Statutes 24-8 relating to lawful interest rate on loans of \$30,000.00 or more to corporations.

Referred to Committee on Banking.

By Senator Long: S. B. 175, a bill to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions.

Referred to Committee on Judiciary No. 2.

By Senators James and Morgan of Harnett: S. B. 176, a bill to provide for the establishment of certain medical technical schools within the State by the State Board of Education, in connection with industrial education centers.

Referred to Committee on Higher Education.

By Senators Johnson and Belk: S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Referred to Committee on Education.

By Senator Seay: S. B. 178, a bill to amend General Statutes 7-50 relating to the payment of emergency judges for holding special terms of court so as to make such payments the responsibility of the State and not the county.

Referred to Committee on Judiciary No. 1.

By Senator Hanes: S. B. 179, a bill relating to malicious throwing of corrosive acids or alkalis.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Harnett: S. B. 180, a bill to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government.

Referred to Committee on State Government.

By Senators Clark, Jolly, Mills, Hatcher and Kirby: S. B. 181, a bill to amend the Constitution of North Carolina so as to increase the membership of the Senate, provide for compulsory redistricting of the Senate after each decennial Federal Census, and provide for one representative from each county, and to revise the Senatorial Districts and the apportionment of Senators.

Referred to Committee on Election Laws and Legislative Representation.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 65, a bill to prohibit the taking of oysters for the purpose of sale from privately owned or leased oyster bottoms during the closed season.

Referred to Committee on Conservation and Development.

H. B. 222, a bill to amend Chapter 409 of the Session Laws of 1949 relating to the recorder's court of Vance County.

Referred to Committee on Counties, Cities and Towns.

H. B. 237, a bill to amend General Statutes 18-130 with reference to applications for beer licenses.

Referred to Committee on Propositions and Grievances.

S. B. 31, a bill to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies, for concurrence in the House amendment.

Upon motion of Senator Garriss, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 309, a joint resolution authorizing the General Assembly to meet in the historic former Legislative Halls in the State Capitol.

Referred to Committee on Rules.

H. R. 310, a joint resolution congratulating and commending the coaches and players of the Western Carolina College Basketball Team.

Upon motion of Senator Yates, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 311, a joint resolution commemorating the 78th anniversary of the town of Princeville.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 161, a bill to revise and re-state the charter of the city of Lumberton, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

Senator Hamilton offers an amendment.

Senator Johnson offers an amendment.

Senator Morgan of Harnett offers an amendment.

Upon motion of Senator Hamilton, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 130, a bill to amend Chapter 95 of the General Statutes of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. R. 289, a joint resolution congratulating the J. P. Stevens and Company, Inc. upon its 150th year of continued and successful operations in the textile field in this and other states of the United States and in foreign countries.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

## THIRTY-EIGHTH DAY

SENATE CHAMBER,  
Thursday, March 21, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Father Robert T. Lawson, Associate Pastor of Our Lady of Lourdes Catholic Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the galleries are extended to Mr. and Mrs. Henry L. Harris of Stanly County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Miss Lois Basnight and Miss Edna Meads of Pasquotank County.

The President extends the courtesies of the galleries to Mr. and Mrs. Roach, Mr. Beasley and Mr. Lipscomb, and the courtesies of the floor to former Senator Jip Bridger of Bladen County.

The President extends the courtesies of the galleries to Redge Hanes, son of Senator Hanes of Forsyth County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Lloyd Griffin, Rodney Knowles, Charles Hooks, Richard Grady, Shelton Jordan, Fred Parker, Jr., Bryan Aycock and Eugene Price of Wayne County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to the teachers and the students of the Germantown School of Surry County.

Upon motion of Senator Story, the courtesies of the galleries are extended to Fred Myers, C. E. Bellings, Jr., Ray Wilborne, Hoke Wiles, Ralph Davis, Gaylord Hancock, Paul Cooper, James Spicer, M. P. Rupard, E. R. Ellen, Watson Brame and Julius Rousseau, all of Wilkes County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to Mrs. Robert McMillan and Mrs. William Sugg.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to Hugh Bigham of Burke County.

Upon motion of Senator Seay, the courtesies of the galleries are extended to Mrs. Fred Mills, wife of Senator Mills of Anson County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Mrs. William A. Dees, Jr. and her daughter, Alice Dees, of Wayne County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to the teachers and the students of the East End School of Martin County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Col. W. Cliff Elder and Captain M. M. Isley of Alamance County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to Mrs. Richard Long, wife of Senator Long of Person County, Mrs. Basil Hill, Miss Gwynn Long, Miss Cathy Long and Miss Eleanor Hill, all of Person County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to one hundred fifty members of the Woman's Democratic Club of Mecklenburg County.

Upon motion of Senator Morgan of Harnett, S. B. 180, a bill to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government, is taken from the Committee on State Government and re-referred to the Committee on Journal, Enrolling, Engrossing and Printing.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 81, a joint resolution commending the Secretary of Agriculture for his 1963 cotton support program and marketing recommendation.

H. R. 289, a joint resolution congratulating the J. P. Stevens and Company, Inc. upon its 150th year of continued and successful operations in the textile field in this and other states of the United States and in foreign countries.

H. R. 310, a joint resolution congratulating and commending the coaches and players of the Western Carolina College basketball team.

S. B. 31, an act to require officers accepting maps for recordation to ascertain that such maps bear the seal and certificate of the surveyor, to establish the form of the certificate, and to make permissive, rather than mandatory, the use of photographic copies.

S. B. 119, an act to authorize the city of Mount Airy to convey certain property to the State of North Carolina at private sale.

S. B. 129, an act to amend General Statutes 14-107 relating to fines for issuing worthless checks, so as to make the limitation thereon apply to Wilson County.

H. B. 184, an act to revise and consolidate the charter of the town of Mocksville, North Carolina.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

H. B. 196, a bill relating to the election of the members of the board of education of Currituck County, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

H. B. 249, a bill permitting the governing body of the city of Salisbury to sell certain land at a private sale without advertisement thereof, with a favorable report.

S. B. 178, a bill to amend General Statutes 7-50 relating to the payment of emergency judges for holding special terms of court so as to make such payment the responsibility of the State and not the county, with a favorable report.

S. B. 179, a bill relating to malicious throwing of corrosive acids or alkalies, with a favorable report.

H. B. 207, a bill to validate the action of the town board of aldermen of the town of Columbia in making a private sale, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:



S. B. 137, a bill to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County, with a favorable report, as amended.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes, with a favorable report.

By Senator Snow, for the Committee on Veterans and Military Affairs:

S. B. 165, a bill relating to the enrollment of troops in the State Militia, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles, with a favorable report.

S. B. 162, a bill to provide that the overpowering of a motorboat shall be prima facie evidence of reckless or negligent operation when such boat causes a boating accident, with a favorable report.

S. B. 164, a bill to require manufacturers of outboard motorboats to designate the recommended maximum safe horsepower of motors to be used in the propulsion thereof, with a favorable report.

H. B. 59, a bill to amend General Statutes 113-247, relating to Sunday fishing, so as to exclude Washington and Tyrrell Counties, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark: S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions.

Referred to Committee on Mental Institutions.

By Senator Garriss: S. B. 183, a bill to authorize the board of county commissioners of Montgomery County to make appropriations for public library, industrial development, airport, and other purposes.

Referred to Committee on Local Government.

By Senator Garriss: S. B. 184, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of land and the construction, maintenance, and operation of a public library.

Referred to Committee on Local Government.

By Senator Garriss: S. B. 185, a bill limiting the collection of taxes outside the taxing unit after ten years from the due date.

Referred to Committee on Local Government.

By Senator Garriss: S. B. 186, a bill repealing General Statutes 105-405, relating to the releasing of taxes under certain conditions.

Referred to Committee on Local Government.

By Senator Snow: S. B. 187, a bill to create a peace officers' relief fund for the county of Surry.

Referred to Committee on Local Government.

By Senator Snow: S. B. 188, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the distribution of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Senators Jones, Morgan of Harnett, Walton, Meares, Whitley, Brantley, Bailey, Hollowell, Mills, Clark, Saunders, Johnson, Yow, Hatcher, Garriss, Jolly and Kirby: S. R. 189, a joint resolution requesting the North Carolina Board of Nurse Registration and Nursing Education to encourage the establishment of schools of nursing education and the continuance of such schools now in existence and operation.

Referred to Committee on Public Health.

By Senator Crew: S. B. 190, a bill to authorize the lieutenants of the police department of the city of Roanoke Rapids, Halifax County, to issue warrants.

Referred to Committee on Local Government.

By Senator Story: S. B. 191, a bill to amend Chapter 343 of the Session Laws of 1961 so as to increase the salary of the clerk of the Superior Court and the register of deeds of Wilkes County, and to allow employment of additional deputy sheriffs.

Referred to Committee on Salaries and Fees.

By Senator Yates: S. R. 192, a joint resolution accepting the invitation from the people of the mountains to come, hold a session, and visit west of the Blue Ridge.

Referred to a special committee appointed by the President of the Senate to study the invitation.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 46, a bill to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways.

Referred to Committee on Public Roads.

H. B. 290, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Referred to Committee on Education.

H. B. 260, a bill to amend General Statutes 143-131 relative to the letting of contracts on informal bids by counties, cities, towns and other subdivisions.

Referred to Committee on Judiciary No. 1.

H. B. 278, a bill to authorize and empower the governing body of the city of Durham to offer and pay rewards from public funds for information leading to the arrest and conviction of offenders in certain cases.

Referred to Committee on Judiciary No. 2.

H. B. 300, a bill relating to the planning and zoning powers of the town of Carrboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 301, a bill to extend the time of hearings to be held by the board of equalization and review of Johnston County.

Referred to Committee on Local Government.

H. B. 199, a bill to validate actions and proceedings of redevelopment commissions established under the Urban Redevelopment Law and of the governing bodies of incorporated cities and towns heretofore had and taken in the preparation, processing and approval of redevelopment plans, including public hearings thereon and the giving of notice thereof.

Referred to Committee on Judiciary No. 1.

H. B. 252, a bill to amend General Statutes 15-107.1 so as to prohibit secretaries, stenographers, or other employees of a justice of the peace from becoming bail for any prisoner or acting as agent for any bonding company or professional bondsman.

Referred to Committee on Judiciary No. 2.

H. B. 253, a bill to amend General Statutes 143-166 relating to per diem allowances for members of the board of commissioners of the law enforcement officers' benefit and retirement fund.

Referred to Committee on Judiciary No. 2.

H. B. 256, a bill to authorize the governing board of the town of Mount Airy to regulate the subdivision of the land in and around said town.

Referred to Committee on Counties, Cities and Towns.

H. R. 335, a joint resolution relating to the 1962-63 Duke University basketball team.

Upon motion of Senator Currie, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 298, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Rowan.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 161, a bill to revise and re-state the charter of the city of Lumberton, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 118, a bill to incorporate the town of Sunset Beach in Brunswick County, State of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett,

Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 191, a bill to amend Chapter 512 of the Session Laws of 1949 relating to the corporate limits of the town of Surf City in Pender County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 100, a bill to amend Chapter 74, Session Laws of 1961, to increase the salary of the chairman of the county cemetery commission (Graham County). The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 101, a bill to authorize the board of county commissioners of Graham County to appoint a clerk to the board of county commissioners and to the county board of elections, and fixing the salary of said official.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 169, a bill to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 170, a bill relating to the salary of the full-time chairman of the board of commissioners of Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 179, a bill to repeal Chapter 953 of the Session Laws of 1953 and to authorize the appointment and define the duties and fix the salary of Granville County Auditor.

Passes its second and third readings and is ordered enrolled.

H. B. 198, a bill to fix the salary of the first deputy sheriff of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 211, a bill relating to the expense allowance of the sheriff of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 213, a bill to authorize the town of Creedmoor to purchase certain water lines.

Passes its second and third readings and is ordered enrolled.

H. B. 217, a bill to amend Chapter 174 of the Private Laws of 1905, as amended, relative to the number of commissioners for the town of Magnolia, N. C., and to provide four-year terms for the mayor and commissioners thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 227, a bill to authorize the board of county commissioners of Dare County to establish the office of tax collector, and to transfer all of the duties, powers

and responsibilities of tax collection to the office of tax collector, and to relieve the sheriff of tax collections.

Passes its second and third readings and is ordered enrolled.

H. B. 228, a bill to amend Section 5 of Chapter 5 of the Public-Local Laws of 1941 relating to the description of Erlanger Ward in the city of Lexington.

Passes its second and third readings and is ordered enrolled.

H. B. 231, a bill to fix the salary of the mayor of the town of Robbinsville.

Passes its second and third readings and is ordered enrolled.

H. B. 239, a bill to create the Chowan-Perquimans County Peace Officers Relief Fund.

Passes its second and third readings and is ordered enrolled.

H. R. 311, a joint resolution commemorating the 78th Anniversary of the town of Princeville.

Passes its second and third readings and is ordered enrolled.

S. B. 105, a bill to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to re-define paid-in capital for the purpose of the base for capital to debt ratio and to change the requirements for membership.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations.

Upon motion of Senator Forsyth, the bill is referred to the Committee on Banking.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 335, a joint resolution relating to the 1962-63 Duke University basketball team.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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#### THIRTY-NINTH DAY

SENATE CHAMBER,  
Friday, March 22, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the West Edgecombe School of Edgecombe County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to the teachers and the students of the Old Town School of Forsyth County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Williford School of Nash County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Mr. and Mrs. Wesley Cullipher of Pasquotank County and their daughter Laurie Ann Cullipher is made an honorary page of the Senate.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the Stovall High School of Granville County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to the teachers and the students of the St. Pauls Elementary School of Robeson County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. Harold Hardison and Mr. Clifton Parish of Lenoir County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Boone Trail High School of Harnett County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Holton Junior High School of Durham County.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to the teachers and the students of the seventh grade of the B. F. Grady School of Duplin County.

Upon motion of Senator Currie, S. B. 46, a bill to amend Article III and Article IX of the Constitution of North Carolina for the purpose of making the status of the State Superintendent of Public Instruction that of an employee of the State Board of Education and to require the State Superintendent of Public Instruction to be selected and employed by the State Board of Education on the basis of professional qualifications pertaining to the position, is taken from the Committee on Constitution and re-referred to the Committee on Education.

Upon motion of Senator White, H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites, is taken from the Committee on Appropriations and re-referred to the Committee on State Government.

#### COMMITTEE REPORT

Senator Belk submits the following report of the Senate Special Committee on Visitations:

Your Committee has met as requested with respect to the invitation extended to the General Assembly to visit Western North Carolina on May 14, 1963. The Committee understands that the House of Representatives on Thursday, March 21, 1963 accepted this invitation. After careful consideration, it is the recom-

mendation of the Committee that the Senate concur with the House and that Senate Resolution No. 192, introduced by Senator Yates, be given favorable approval by the Senate.

Respectfully submitted,  
*Senators:* BELK, Chairman  
 SAUNDERS  
 WARREN

Upon motion of Senator Yates, the bill is taken from the Special Committee and re-referred to the Committee on Rules.

#### ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 311, a joint resolution commemorating the 78th anniversary of the town of Princeville.

S. B. 55, an act to provide compensation for members of the Hamlet City Board of Education.

H. B. 169, an act to amend Chapter 764, Session Laws of 1957, to fix the salary of the tax collector of Haywood County.

H. B. 170, an act relating to the salary of the full-time chairman of the board of commissioners of Haywood County.

H. B. 179, an act to repeal Chapter 953 of the Session Laws of 1953 and to authorize the appointment and define the duties and fix the salary of Granville County Auditor.

H. B. 198, an act to fix the salary of the first deputy sheriff of Madison County.

H. B. 211, an act relating to the expense allowance of the sheriff of Yancey County.

H. B. 213, an act to authorize the town of Creedmoor to purchase certain water lines.

H. B. 217, an act to amend Chapter 174 of the Private Laws of 1905, as amended, relative to the number of commissioners for the town of Magnolia, N. C., and to provide four-year terms for the mayor and commissioners thereof.

H. B. 227, an act to authorize the board of county commissioners of Dare County to establish the office of tax collector, and to transfer all of the duties, powers and responsibilities of tax collection to the office of tax collector, and to relieve the sheriff of tax collections.

H. B. 228, an act to amend Section 5 of Chapter 5 of the Public-Local Laws of 1941 relating to the description of Erlanger Ward in the city of Lexington.

H. B. 231, an act to fix the salary of the mayor of the town of Robbinsville.

H. B. 239, an act to create the Chowan-Perquimans County Peace Officers Relief Fund.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Propst, for the Committee on Local Government:

S. B. 183, a bill to authorize the board of county commissioners of Montgomery County to make appropriations for public library, industrial development, airport, and other purposes, with a favorable report.

S. B. 184, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of land and the construction, maintenance, and operation of a public library, with a favorable report.

S. B. 185, a bill limiting the collection of taxes outside the taxing unit after ten years from the due date, with a favorable report.

S. B. 190, a bill to authorize the lieutenants of the police department of the city of Roanoke Rapids, Halifax County, to issue warrants, with a favorable report.

H. B. 64, a bill to include the town of Chadbourn within the Chadbourn drainage district, and to repeal Section 3 of Chapter 1020, 1953 Session Laws, with a favorable report.

H. B. 108, a bill to increase the amount of court costs in the Recorder's Court in Camden County from \$9.50 to \$12.50, and to provide that said costs shall be paid into the general fund of Camden County, with a favorable report.

H. B. 182, a bill to amend Chapter 366, Public-Local Laws of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County, with a favorable report.

H. B. 209, a bill to amend Chapter 175, Session Laws of 1945, so as to change the regular meeting of the board of commissioners and to require a filing fee for candidates for the office of mayor and commissioner, with a favorable report.

H. B. 241, a bill to repeal Chapter 19 of the Private Laws of 1935 abolishing the board of light and water commissioners for the town of Belhaven and transferring their functions to the governing body of said town, with a favorable report.

H. B. 301, a bill to extend the time of hearings to be held by the board of equalization and review of Johnston County, with a favorable report.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 136, a bill to amend Chapter 169, Session Laws of 1959, relating to hunting in Gates County.

Referred to Committee on Wildlife.

H. B. 192, a bill to regulate the hunting of foxes with dogs in Brunswick County.  
Referred to Committee on Wildlife.

H. B. 193, a bill relating to the discount for the prepayment of taxes in the city of Hickory in Catawba County.

Referred to Committee on Finance.

H. B. 261, a bill requiring that all deeds, deeds of trust, mortgages, maps or plats of real estate accepted for probate and registration in Swain County shall show thereon the name of the draftsman and the source of the title.

Referred to Committee on Judiciary No. 1.

H. B. 262, a bill to appoint members of the county board of education of Swain County.

Referred to Committee on Education.



H. B. 265, a bill to increase the penalty for taking wild turkey during the closed Season.

Referred to Committee on Wildlife.

H. B. 284, a bill to amend Chapter 434 of the Session Laws of 1953, relating to discounts for prepayment of taxes in Catawba County, by making the provisions thereof applicable to the city of Newton.

Referred to Committee on Finance.

H. B. 303, a bill relating to the use of profanity or indecent language on the public highways of the State.

Referred to Committee on Judiciary No. 2.

H. R. 336, a joint resolution accepting the invitation from the people of the mountains to come, hold a Session, and visit west of the Blue Ridge.

Upon motion of Senator Yates, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 118, a bill to incorporate the town of Sunset Beach in Brunswick County, State of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

The bill is ordered enrolled.

H. B. 191, a bill to amend Chapter 512 of the Session Laws of 1949 relating to the corporate limits of the town of Surf City in Pender County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

The bill is ordered enrolled.

S. B. 137, a bill to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County.

Upon motion of Senator Johnston, action on the bill is postponed until Tuesday, March 26, 1963.

H. B. 59, a bill to amend General Statutes 113-247 relating to Sunday fishing, so as to exclude Washington and Tyrrell Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 196, a bill relating to the election of the members of the board of education of Currituck County.

Passes its second and third readings and is ordered enrolled.

H. B. 207, a bill to validate the action of the town board of aldermen of the town of Columbia in making a private sale.

Passes its second and third readings and is ordered enrolled.

H. B. 249, a bill permitting the governing body of the city of Salisbury to sell certain land at a private sale without advertisement thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes.

Upon motion of Senator Garriss, action on the bill is postponed until Monday night, March 25, 1963.

S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 162, a bill to provide that the over-powering of a motorboat shall be prima facie evidence of reckless or negligent operation when such boat causes a boating accident.

Upon motion of Senator Martin, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 164, a bill to require manufacturers of outboard motorboats to designate the recommended maximum safe horsepower of motors to be used in the propulsion thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 165, a bill relating to the enrollment of troops in the State Militia.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 178, a bill to amend General Statutes 7-50 relating to the payment of emergency judges for holding special terms of court so as to make such payment the responsibility of the State and not the county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 179, a bill relating to malicious throwing of corrosive acids or alkalis.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local Bills will be considered and adjournment will be until Monday evening at 8 o'clock.

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#### FORTIETH DAY

SENATE CHAMBER,  
Saturday, March 23, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

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#### FORTY-FIRST DAY

SENATE CHAMBER,  
Monday, March 25, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as honorary pages of the Senate Jane Elizabeth Jolly, daughter of Senator Jolly, and Pattie Lou Oxneval and F. Regine Oxneval of Franklin County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to Mr. and Mrs. Melvin C. Holmes of Northampton County and his son Melvin C. Holmes, Jr., is made an honorary page of the Senate.

The President appoints as an honorary page of the Senate Nell Jordan, daughter of Senator Jordan of Wake County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to Girl Scout Troop No. 56 of Harnett County.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to Lt. Commander Marcel B. Humber and John L. Humber, sons of Senator Humber of Pitt County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. Jones, Mrs. Munden, Mrs. Barber, Mrs. Oliver, Mrs. George and Mrs. Snipes of Johnson County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mr. and Mrs. Edward B. Owen of Durham County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. Howard Young, Mrs. Dover Isley, Mrs. Robert Rudd and Mrs. Jessie Clark of Alamance County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to Mr. and Mrs. Rassic Raynor, Sherry Raynor, Jane Paskall and Mrs. Paul Gauldin of Harnett County.

The President extends the courtesies of the floor to former Senator, now Judge J. William Copeland of Hertford County.

The President extends the courtesies of the galleries to Mr. and Mrs. Propst, father and mother of Senator Propst, Mrs. Clyde L. Propst, Jr., wife of Senator Propst, and Carol, Susan, Luther and Daniel, daughters and sons of Senator and Mrs. Propst of Cabarrus County.

Upon motion of Senator Williams, S. B. 145, a bill to authorize an opinion election in the town of Louisburg on the question of the fluoridation of the town water supply, is taken from the Committee on Election Laws and Legislative Representation and placed upon today's Calendar.

Upon motion of Senator Johnson, H. B. 255, a bill authorizing the board of commissioners of Watauga County to appropriate not exceeding \$20,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located, is taken from the Committee on Appropriations and placed upon the Calendar.

#### COMMITTEE APPOINTMENT

Senator White announces the appointment of the following Committee:

Sub-Committee on Appropriations: Senators White, Chairman; Clark, Forsyth, Garriss, Hanes, Jolly, Martin, Morgan of Harnett, Scott, Warren and Yow.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 105, a bill to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to re-define paid-in capital for the purpose of the base for capital to debt ratio and to change the requirements for membership.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

H. B. 290, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, with a favorable report, as amended.

Upon motion of Senator Walton, the bill is placed upon the Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator James: S. B. 193, a bill to authorize the chief of police of the town of Hamlet to reside outside the corporate limits of said town.

Referred to Committee on Counties, Cities and Towns.

By Senator Yates: S. B. 194, a bill to set up a new administrative authority to operate all the public schools within Haywood County as a single unit, to become effective upon the authorization and approval of adequate funds for the construction of two high school buildings.

Referred to Committee on Education.

By Senator Jordan: S. B. 195, a bill to amend Chapter 1184, Session Laws of 1949 so as to provide for a referendum upon the question of the election of the mayor and members of the city council of the city of Raleigh.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Brantley and Yates: S. B. 196, a bill to include Transylvania County within the counties which are empowered to establish General County Courts under Article 30 of Chapter 7 of the General Statutes, and to validate acts of the Transylvania General County Court.

Upon motion of Senator Brantley, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Story and Strong: S. B. 197, a bill to exempt from the sales tax sales of religious publications.

Referred to Committee on Finance.

By Senators Strong and Story: S. R. 198, a joint resolution authorizing the Governor to appoint a commission to study the desirability of establishing a civil service system for State employees.

Referred to Committee on State Government.

By Senator Whitley: S. R. 199, a joint resolution petitioning the Congress of the United States to defeat and reject the extreme and harmful changes in timber taxation proposed by the Secretary of the Treasury.

Upon motion of Senator Whitley, the rules are suspended and the resolution is placed upon its immediate passage.

The resolution passes its second reading.

Upon objection of Senator Martin to its third reading, the resolution remains upon the Calendar.

By Senator Jolly: S. B. 200, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Franklin County.

Referred to Committee on Local Government.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 110, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, North Carolina, and validating bond election.

Referred to Committee on Counties, Cities and Towns.

H. B. 155, a bill to repeal General Statutes 108-16 of Article 3 of Chapter 108 of the General Statutes relating to the appointment of a director of public assistance.

Referred to Committee on Public Welfare.

H. B. 172, a bill to exempt certain persons from fishing license requirements in the inland waters of Hertford County.

Referred to Committee on Wildlife.

H. B. 173, a bill to revise and consolidate the charter of the city of Elizabeth City as embodied in Chapter 1062 of the 1953 Session Laws and amendments hereto and several related statutes.

Referred to Committee on Counties, Cities and Towns.

H. B. 220, a bill to provide that penalties for late payment of taxes shall not apply to citizens of Wake County and the city of Raleigh until two weeks after notices have been mailed.

Referred to Committee on Finance.

H. B. 271, a bill to authorize county commissioners of Alleghany County to fix the salary of the clerk in the sheriff's office of the said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 294, a bill to authorize the board of county commissioners of Cumberland County and the city council of Fayetteville to release certain taxes.

Referred to Committee on Finance.

H. B. 313, a bill placing the sheriff and deputy sheriffs of Jones County on a salary basis.

Referred to Committee on Salaries and Fees.

H. B. 321, a bill relating to candidates for municipal elections in the town of Pineville.

Referred to Committee on Counties, Cities and Towns.

H. B. 324, a bill to prescribe the range of compensation for the deputy clerk of Superior Court and the deputy register of deeds of Alexander County.

Referred to Committee on Salaries and Fees.

H. B. 327, a bill to amend General Statutes 105-391(k) so as to fix the minimum amount of attorneys' fee to be taxed as costs in property tax foreclosure actions in Dare County.

Referred to Committee on Finance.

H. B. 331, a bill to amend Chapter 532 of the Session Laws of 1951 relating to the jailer in Jackson County.

Referred to Committee on Local Government.

H. B. 332, a bill to increase the salaries of certain officials of Jackson County.

Referred to Committee on Salaries and Fees.

S. B. 54, a bill to amend Section 22(7) of the Charter of the City of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license or privilege license taxes, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to include the town of Chadbourn within the Chadbourn Drainage District, and to repeal Section 3 of Chapter 1020, 1953 Session Laws, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 145, a bill to authorize an opinion election in the town of Louisburg on the question of the fluoridation of the town water supply.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 183, a bill to authorize the board of county commissioners of Montgomery County to make appropriations for public library, industrial development, airport, and other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 184, a bill to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of land and the construction, maintenance, and operation of a public library.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 190, a bill to authorize the Lieutenants of the Police Department of the city of Roanoke Rapids, Halifax County, to issue warrants.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 108, a bill to increase the amount of court costs in the recorder's court in Camden County from \$9.50 to \$12.50, and to provide that said costs shall be paid into the general fund of Camden County.

Passes its second and third readings and is ordered enrolled.

H. B. 182, a bill to amend Chapter 366, Public Local Laws of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 209, a bill to amend Chapter 175, Session Laws of 1945, so as to change the regular meeting of the board of commissioners and to require a filing fee for candidates for the office of mayor and commissioner.

Passes its second and third readings and is ordered enrolled.

H. B. 241, a bill to repeal Chapter 19 of the Private Laws of 1935 abolishing the board of light and water commissioners for the town of Belhaven and transferring their functions to the governing body of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 301, a bill to extend the time of hearings to be held by the board of equalization and review of Johnston County.

Passes its second and third readings and is ordered enrolled.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes.

Upon motion of Senator Garriss, action on the bill is postponed until Wednesday, March 27, 1963.

S. B. 185, a bill limiting the collection of taxes outside the taxing unit after ten years from the due date.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 290, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments, by special messenger.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

## FORTY-SECOND DAY

SENATE CHAMBER,  
Tuesday, March 26, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Sam N. Thomas, Pastor of Hawfield Presbyterian Church of Alamance County.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Scott for Wednesday, March 27, 1963.

Upon motion of Senator Propst, the courtesies of the floor are extended to former Representative John Boger, Jr., of Cabarrus County.

Upon motion of Senator Propst, the courtesies of the floor are extended to former Senator, now Judge A. B. Palmer of Cabarrus County.

Upon motion of Senators Jolly and Kirby, the courtesies of the galleries are extended to the teachers and the students of the Edwards Junior High School of Nash County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to J. G. Hudson of Spartanburg, S. C., and Karl Hudson of Wake County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to the Buckhorn Home Demonstration Club of Wilson County and Jack Raper of Wilson County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Ramseur School of Wake County.

Upon motion of Senator Seay, the courtesies of the galleries are extended to the teachers and the students of the Mount Ulla Elementary School of Rowan County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mr. and Mrs. Morris and Mrs. Ernest Messer of Haywood County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Mrs. D. C. Mayo, daughter of Senator Scott, Mr. B. C. Mayo, Mrs. R. C. Barnhardt and Mrs. C. W. Mayo, III, of Edgecombe County.

Upon motion of Senator James, the courtesies of the galleries are extended to Judge Hubert Olive and Mrs. Olive of Davidson County.

Upon motion of Senator Martin, the courtesies of the floor are extended to former Representative Walter Barbee of Northampton County.

Upon motion of Senator Belk, H. B. 46, a bill to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways, is taken from the Committee on Public Roads and re-referred to the Committee on Highway Safety.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:



H. R. 336, a joint resolution accepting the invitation from the people of the mountains to come, hold a Session, and visit west of the Blue Ridge.

S. B. 54, an act to amend Section 22(7) of the charter of the city of Raleigh (Chapter 1184 of the Session Laws of North Carolina 1949) relating to franchise license or privilege license taxes.

S. B. 124, an act to amend Chapter 881 of the Session Laws of 1955 relating to the investment of certain funds by the clerk of the superior court of Robeson County.

H. B. 59, an act to amend General Statutes 113-247, relating to Sunday fishing, so as to exclude Washington and Tyrrell Counties.

H. B. 100, an act to amend Chapter 74, Session Laws of 1961 to increase the salary of the chairman of the county cemetery commission of Graham County.

H. B. 101, an act to authorize the board of county commissioners of Graham County to appoint a clerk to the board of county commissioners and to the county board of elections, and fixing the salary of said official.

H. B. 108, an act to increase the amount of court costs in the Recorder's Court in Camden County from \$9.50 to \$12.50, and to provide that said costs shall be paid into the general fund of Camden County.

H. B. 118, an act to incorporate the town of Sunset Beach in Brunswick County, State of North Carolina.

H. B. 182, an act to amend Chapter 366, Public-Local Laws of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County.

H. B. 191, an act to amend Chapter 512 of the Session Laws of 1949 relating to the corporate limits of the town of Surf City in Pender County.

H. B. 196, an act relating to the election of the members of the board of education of Currituck County.

H. B. 207, an act to validate the action of the town board of aldermen of the town of Columbia in making a private sale.

H. B. 209, an act to amend Chapter 175, Session Laws of 1945, so as to change the regular meeting of the board of commissioners and to require a filing fee for candidates for the office of mayor and commissioner.

H. B. 241, an act to repeal Chapter 19 of the Private Laws of 1935 abolishing the board of light and water commissioners for the town of Belhaven and transferring their functions to the governing body of said town.

H. B. 249, an act permitting the governing body of the city of Salisbury to sell certain land at a private sale without advertisement thereof.

H. B. 301, an act to extend the time of hearings to be held by the board of equalization and review of Johnston County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Agriculture:

S. B. 149, a bill to amend General Statutes 106-390 relating to the public sale of official calfhood vaccinated heifers under twenty-four months of age, with a favorable report.

S. B. 152, a bill to regulate the sale of corn, with a favorable report, as amended.

By Senator Hatcher, for the Committee on Highway Safety:

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964, with a favorable report.

H. B. 46, a bill to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 111, a bill to provide transfer to superior court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 157, a bill to amend General Statutes 54-29 so as to provide for test appraisals of collateral for loans made by savings and loan associations doing business in North Carolina, with a favorable report.

S. B. 175, a bill to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions, with a favorable report.

H. B. 252, a bill to amend General Statutes 15-107.1 so as to prohibit secretaries, stenographers, or other employees of a justice of the peace from becoming bail for any prisoner or acting as agent for any bonding company or professional bondsman, with a favorable report.

H. B. 278, a bill to authorize and empower the governing body of the city of Durham to offer and pay rewards from public funds for information leading to the arrest and conviction of offenders in certain cases, with a favorable report.

H. B. 303, a bill relating to the use of profanity or indecent language on the public highways of the State, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 109, a bill to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof, with a favorable report.

S. B. 148, a bill to establish the State Topographic Mapping Commission, to define the duties and responsibilities of the said Commission, and to provide for the orderly completion of topographic mapping of the State of North Carolina in cooperation with the geological survey of the U. S. Department of the Interior, with a favorable report.

S. B. 172, a bill to prohibit the sale of malt beverages to any person refusing to show identification for purposes of verifying his age, with an unfavorable report.

H. B. 261, a bill requiring that all deeds, deeds of trust, mortgages, maps or plats of real estate accepted for probate and registration in Swain County shall show thereon the name of the draftsman and the source of the title, with a favorable report.

H. B. 298, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Rowan, with a favorable report.

By Senator Martin, for the committee on Propositions and Grievances:

S. B. 188, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the distribution of the net profits thereof, with a favorable report.

H. B. 237, a bill to amend General Statutes 18-130 with reference to applications for beer licenses, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan, Brantley, Aydlett and Garriss: S. B. 201, a bill to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting to provide for certification of insurance, to provide penalties for false certification, and for other purposes.

Referred to Committee on Insurance.

By Senator Hollowell: S. B. 202, a bill to appoint certain members of the board of education of Gaston County and to fix their terms of office.

Upon motion of Senator Hollowell, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Strong: S. B. 203, a bill to amend Article IX, Section 8, of the Constitution of North Carolina, relating to the establishment of the State Board of Education.

Referred to Committee on Education.

By Senator Martin: S. R. 204, a joint resolution recognizing and commending the intellectual achievements of four students representing Wake Forest College on the General Electric College Bowl television program.

Upon motion of Senator Martin, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 254, a bill to amend General Statutes 20-51 so as to exempt trailers carrying peanuts from motor vehicle registration requirements.

Referred to Committee on Public Roads.

H. B. 272, a bill to validate actions heretofore taken by the governing body of the town of Nags Head and the ratification of Chapter 808 of the 1961 Session Laws, the same being the charter of said town, and to amend said charter concerning the election of the members of the governing body and the mayor of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 274, a bill to increase from 44,000 pounds to 47,500 pounds the gross permissible weight of any vehicle or combination of vehicles with three axles which may be operated on the highways of the State.

Referred to Committee on Public Roads.

H. B. 312, a bill to provide that members of the board of adjustment, the planning board, board of appeals for airport zoning and the recreation commission of the city of Wilson shall serve no more than two consecutive terms of three years.

Referred to Committee on Judiciary No. 2.

H. B. 326, a bill to revise and consolidate the charter of the city of Washington.

Referred to Committee on Local Government.

H. R. 382, a joint resolution congratulating and commending the coaches and players of Duke University basketball team for their performance and sportsmanship.

On motion of Senator Currie, the rules are suspended and the resolution is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is recieved from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
March 26, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 290 entitled, "An Act to appoint certain members of the Boards of Education of the respective counties of North Carolina and to fix their terms of office," and requests conferees. Mr. Speaker Blue has appointed Representatives Wilson, Chase, Green, Johnson of Duplin and Williamson of Brunswick on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as conferees on the part of the Senate, Senators Walton, Yates and Bailey and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to include the town of Chadbourn within the Chadbourn Drainage District, and to repeal Section 3 of Chapter 1020, 1953 Session Laws, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Har-

nett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

S. B. 137, a bill to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County.

Upon motion of Senator Garriss, the amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 255, a bill authorizing the board of commissioners of Watauga County to appropriate not exceeding \$20,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

Passes its second and third readings and is ordered enrolled.

S. R. 199, a joint resolution petitioning the Congress of the United States to defeat and reject the extreme and harmful changes in timber taxation proposed by the Secretary of the Treasury.

Passes its third reading and is ordered sent to the House of Representatives, by special messenger.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### FORTY-THIRD DAY

SENATE CHAMBER,  
Wednesday, March 27, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Willis M. Rosenthal, Headmaster of Ravenscroft Episcopal School, of Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Snow, Chuck McNeil of Surry County is made an honorary page of the Senate.

Upon motion of Senator Shelton, the courtesies of the floor are extended to former Senator C. V. Henkle of Iredell County and former Representative Ray Lackey of Alexander County.

The President extends the courtesies of the galleries to Mrs. O. L. Joyce, Mrs. Sam G. Stallard of Rockingham County, and Debbie Stallard and Sam D. Stallard are made honorary pages of the Senate.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of Ligon High School of Wake County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Fremont High School of Wayne County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Anderson Creek School of Harnett County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Dr. and Mrs. Ross McElwee of Mecklenburg County, and Ross S. McElwee, III, Thomas B. McElwee, Robert W. McElwee and Edith E. McElwee are made honorary pages of the Senate.

Upon motion of Senator Brantley, the courtesies of the floor are extended to former Senator W. H. McDonald and Mrs. McDonald of Polk County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the Currie Junior High School of Guilford County.

The President extends the courtesies of the galleries to Mrs. Gordon Clark and the Cub Scouts from Rockingham County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Glenn Dutton, Bill Rankin, Debra Peller, Ray Thornburg, Theo Cochrane, Jr., Mr. and Mrs. Harold Myrick and Mr. and Mrs. W. M. Lentz of Lincoln County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mr. and Mrs. Wayland Jones of Johnston County.

Upon motion of Senators Garriss and James, the courtesies of the galleries are extended to the teachers and the students of the Linwood School of Davidson County.

#### CONFERENCE REPORT

Senator Walton for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives on H. B. 290, a bill to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

We, the undersigned conferees appointed by the Senate and House of Representatives to consider and adjust the differences arising between the two bodies on H. B. 290, entitled "a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office," respectfully report in agreement as follows:

We recommend . . . Section 1, page 2, lines 3 and 4—by deleting all of the said lines 3 and 4 and inserting in lieu thereof the following: "Brunswick: Homer L. Holden, J. Arthur Doshier and O. K. Bellamy, each for a term of four years; Ernest McGee and J. B. Ward, Jr., each for a term of two years. Notwithstanding other provisions of this Act the last five named persons shall constitute the entire membership of the Brunswick County Board of Education for the terms specified."

Respectfully submitted,

J. YATES BAILEY

RAY H. WALTON

ORAL L. YATES

*Conferees on the part of the Senate.*

MRS. JOHN B. CHASE

JAMES C. GREEN

HUGH S. JOHNSON, JR.

O DELL WILLIAMSON

EDWARD H. WILSON

*Conferees on the part of the House of Representatives.*

Upon motion of Senator Walton, the Conferees Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, that they may order the bill enrolled.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 137, a bill to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Banking:

S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations, with a favorable report, as amended.

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 208, a bill to amend General Statutes 156-93.1 relating to drainage districts in Beaufort County, with a favorable report.

H. B. 65, a bill to prohibit the taking of oysters for the purpose of sale from privately owned or leased oyster bottoms during the closed season, with a favorable report.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 107, a bill to establish a general county court in Wilkes County, with an unfavorable report.

S. B. 193, a bill to authorize the chief of police of the town of Hamlet to reside outside the corporate limits of said town, with a favorable report.

H. B. 110, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, North Carolina, and validating bond election, with a favorable report.

H. B. 173, a bill to revise and consolidate the charter of the city of Elizabeth City as embodied in Chapter 1062 of the 1953 Session Laws and amendments thereto and several related statutes, with a favorable report.

H. B. 222, a bill to amend Chapter 409 of the Session Laws of 1949 relating to the recorder's court of Vance County, with a favorable report.

H. B. 256, a bill to authorize the governing board of the town of Mount Airy to regulate the subdivision of the land in and around said town, with a favorable report.

H. B. 271, a bill to authorize county commissioners of Alleghany County to fix the salary of the clerk in the sheriff's office of said county, with a favorable report.

H. B. 272, a bill to validate actions heretofore taken by the governing body of the town of Nags Head and the ratification of Chapter 808 of the 1961 Session Laws, the same being the charter of said town, and to amend said charter concerning the election of the members of the governing body and the mayor of said town, with a favorable report.

H. B. 300, a bill relating to the planning and zoning powers of the town of Carrboro, with a favorable report.

H. B. 321, a bill relating to candidates for municipal elections in the town of Pineville, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 67, a bill to exempt from the sales tax sales of food and food products for consumption in the home, with an unfavorable report.

By Senator James, for the Committee on Public Health:

S. B. 146, a bill to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State air hygiene program by the State Board of Health, with a favorable report, as amended.

S. R. 189, a joint resolution requesting the North Carolina Board of Nurse Registration and Nursing Education to encourage the establishment of schools of nursing education and the continuance of such schools now in existence and operation, with a favorable report.

By Senator Johnston, for the Committee on Retirement, Employment Security:

S. B. 63, a bill relating to retirement benefits received by certain employees of the city of Wilson, with a favorable report.

S. B. 127, a bill to amend General Statutes 143-166 relating to officers who may participate in the law enforcement officers' benefit and retirement fund benefits, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 205, a bill to amend General Statutes 45-42 so as to permit managers of corporations to cancel corporate mortgages.

Referred to Committee on Judiciary No. 1.

By Senators Snow, Yow, Hatcher, Whitley, Harrington, Propst, Jolly, Long, Gurganus, Horton and Martin: S. B. 206, a bill to amend General Statutes 116-149 and to rewrite General Statutes 116-151 relating to Veterans Commission scholarships for children of war veterans.

Referred to Committee on Veterans and Military Affairs.

By Senator Gurganus: S. B. 207, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to the town of Williamston in Martin County.

Referred to Committee on Local Government.

By Senators Gurganus, Jordan, Whitley, Midgett and James: S. B. 208, a bill to appropriate funds for the treatment of children suffering from cystic fibrosis.

Referred to Committee on Public Health.

By Senators Morgan of Harnett, Whitley and Jolly: S. B. 209, a bill to repeal General Statutes 44-57 and General Statutes 44-58 pertaining to commissions and interest upon money advancements by credit associations, and other lenders.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:



H. B. 195, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization.

Referred to Committee on Finance.

H. B. 210, a bill to provide for the listing of dogs and a kennel tax in Duplin County.

Referred to Committee on Finance.

H. B. 299, a bill to create the historic Hillsborough Commission for the purpose of the acquisition, restoration, and preservation of historic sites and buildings in the town of Hillsborough and its environs.

Referred to Committee on Conservation and Development.

H. B. 375, a bill to set up a new administrative authority to operate all the public schools within Haywood County as a single unit, to become effective upon the authorization and approval of adequate funds for the construction of two high school buildings.

Referred to Committee on Education.

H. R. 388, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 p.m., April 1, 1963.

Upon motion of Senator Hatcher, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
March 27, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to H. R. 388, entitled "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 p.m., April 1, 1963," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. McMillan of Robeson, Pope and Dr. Davis.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as a Committee on the part of the Senate Senators Meares and Shelton, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 188, a bill to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the distribution of the net profits thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 261, a bill requiring that all deeds, deeds of trust, mortgages, maps or plats of real estate accepted for probate and registration in Swain County shall show thereon the name of the draftsman and the source of the title.

Passes its second and third readings and is ordered enrolled.

H. B. 278, a bill to authorize and empower the governing body of the city of Durham to offer and pay rewards from public funds for information leading to the arrest and conviction of offenders in certain cases.

Passes its second and third readings and is ordered enrolled.

H. B. 298, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Rowan.

Passes its second and third readings and is ordered enrolled.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes, upon second reading.

Senator Warren offers several amendments, held not to be material, which are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 109, a bill to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof.

Upon motion of Senator Yow, action on the bill is postponed until Tuesday, April 2, 1963.

Committee substitute bill for S. B. 111, a bill to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 148, a bill to establish the State Topographic Mapping Commission, to define the duties and responsibilities of the said Commission, and to provide for the orderly completion of topographic mapping of the State of North Carolina in cooperation with the geological survey of the U. S. Department of the Interior.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 149, a bill to amend General Statutes 106-390 relating to the public sale of official calfhood vaccinated heifers under twenty-four months of age.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 152, a bill to regulate the sale of corn.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 157, a bill to amend General Statutes 54-29 so as to provide for test appraisals of collateral for loans made by savings and loan associations doing business in North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 175, a bill to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions.

Passes its second and third readings and is ordered sent to the House of Representatives.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
March 27, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on amendment for H. B. 290, entitled "a bill to be entitled an Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office", to the end that if a similar report is adopted by the Senate, we will order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow at 12 M.

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#### FORTY-FOURTH DAY

SENATE CHAMBER,  
Thursday, March 28, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. James E. G. Fogartie, Pastor of the Myers Park Presbyterian Church, Charlotte, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Williams, the courtesies of the galleries are extended to R. L. Brown, Jr., and Craige Hopkins of Stanly County.

Upon motion of Senators Garriss and James, the courtesies of the galleries are extended to the teachers and the students of the Lexington Junior High School of Davidson County.

Upon motion of Senator White, the courtesies of the galleries are extended to Cameron Langston, Ike Whitfield, J. R. Davenport, Whitford Hill, Miss Catherine Cooke, Howell Rasberry and Edwin Dunn, all of Lenoir County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Hillside High School of Durham County.

Upon motion of Senators Warren and Whitley, the courtesies of the galleries are extended to the teachers and the students of the Fremont School of Wayne County.

Upon motion of Senators Warren and Whitley, the courtesies of the galleries are extended to the teachers and the students of the Carver School of Wayne County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mrs. James E. Fogartie, wife of Rev. James E. Fogartie of Mecklenburg County, and Ann Douglass Fogartie, Elizabeth Vance Fogartie, Arthur Ford Fogartie and James Eugene Fogartie, Jr., daughters and sons of Rev. and Mrs. Fogartie, are made honorary pages of the Senate.

Upon motion of Senator Story, the courtesies of the galleries are extended to Julius C. Hubbard, John Hubbard and John Hall, all of Wilkes County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mrs. Pearl Huskins of Yancey County.

Upon motion of Senators Shelton and Crew, the courtesies of the galleries are extended to Jim Barnett, Alfred Martin and Richard M. Taylor, of Halifax and Edgecombe Counties.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mayor Marvin Walker and F. M. Southerland of Alamance County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 382, a joint resolution congratulating and commending the coaches and players of Duke University basketball team for their performances and sportsmanship.

H. R. 388, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 p.m., April 1, 1963.

S. B. 196, an act to include Transylvania County within the counties which are empowered to establish general county courts under Article 30 of Chapter 7 of the General Statutes, and to validate acts of the Transylvania General County Court.

S. B. 202, an act to appoint certain members of the board of education of Gaston County and to fix their terms of office.

H. B. 64, an act to include the town of Chadbourn within the Chadbourn Drainage District, and to repeal Section 3 of Chapter 1020, 1953 Session Laws.

H. B. 255, an act authorizing the board of commissioners of Watauga County to appropriate not exceeding \$20,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

H. B. 261, an act requiring that all deeds, deeds of trust, mortgages, maps or plats of real estate accepted for probate and registration in Swain County shall show thereon the name of the draftsman and the source of the title.

H. B. 278, an act to authorize and empower the governing body of the city of Durham to offer and pay rewards from public funds for information leading to the arrest and conviction of offenders in certain cases.

H. B. 290, an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 298, an act concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Rowan.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 152, a bill to regulate the sale of corn.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

S. B. 9, a bill to authorize county and city boards of education to adopt rules and regulations whereby lunchrooms of the public school system may be made available to societies and organizations in communities where no other facilities are available, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 113, a bill to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county, with a favorable report, as amended.

H. B. 262, a bill to appoint members of the county board of education of Swain County, with a favorable report.

H. B. 375, a bill to set up a new administrative authority to operate all the public schools within Haywood County as a single unit, to become effective upon the authorization and approval of adequate funds for the construction of two high school buildings, with a favorable report.

Upon motion of Senator Yates, the bill is placed upon today's Calendar.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits, with a favorable report, as amended.

H. B. 253, a bill to amend General Statutes 143-166 relating to per diem allowances for members of the board of commissioners of the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

H. B. 312, a bill to provide that members of the board of adjustment, the planning board, board of appeals for airport zoning and the recreation commission of the city of Wilson shall serve no more than two consecutive terms of three years, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

S. B. 85, a bill to amend General Statutes 108-49 relating to the definition of dependent children for public welfare purposes, with a favorable report.

S. B. 91, a bill to authorize use of protective payments in certain aid to dependent children cases, with a favorable report.

S. B. 94, a bill to amend General Statutes 108-73.11 relating to the county fund for aid to the permanently and totally disabled, with a favorable report.

H. B. 155, a bill to repeal General Statutes 108-16 of Article 3 of Chapter 108 of the General Statutes relating to the appointment of a director of public assistance, with a favorable report.

H. B. 123, a bill to amend General Statutes 108-35 of Article 3 of Chapter 108 of the General Statutes relating to the removal of an old age assistance recipient to another county, with a favorable report.

H. B. 165, a bill to authorize two or more county boards of public welfare to employ a county director to serve the two or more appointing counties, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 313, a bill placing the sheriff and deputy sheriffs of Jones County on a salary basis, with a favorable report.

Upon motion of Senator White, the bill is placed upon today's Calendar.

By Senator Yates, for the Committee on Wildlife:

H. B. 172, a bill to exempt certain persons from fishing license requirements in the inland waters of North Carolina, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 192, a bill to regulate the hunting of foxes with dogs in Brunswick County, with a favorable report.

Upon motion of Senator Walton, the bill is re-referred to the Committee on Judiciary No. 1.

H. B. 265, a bill to increase the penalty for taking wild turkey during the closed season, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 210, a bill authorizing the establishing of a town liquor control store in the town of Bunn upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

By Senator White, by request: S. B. 211, a bill to authorize the attorney general to designate not more than four assistant attorneys general as deputy attorneys general.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 157, a bill amending General Statutes 108-11 relating to county boards of public welfare.

Referred to Committee on Public Welfare.

H. B. 347, a bill to exempt Avery and Yadkin Counties from the Water Well Contractor's License Act.

Referred to Committee on Judiciary No. 1.

H. B. 358, a bill relating to the judge of the Vance County Recorder's Court.

Referred to Committee on Judiciary No. 1.

H. B. 379, a bill to appoint members and constitute a board of education to administer all of the public schools of Granville County for an interim period of time and until the regular board of education takes over its duties as provided by law.

Upon motion of Senator Long, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 110, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, North Carolina, and validating bond election, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 173, a bill to revise and consolidate the charter of the city of Elizabeth City as embodied in Chapter 1062 of the 1953 Session Laws and amendments thereto and several related statutes, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 208, a bill to amend General Statutes 156-93.1 relating to drainage districts in Beaufort County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46

H. B. 272, a bill to validate actions heretofore taken by the governing body of the town of Nags Head and the ratification of Chapter 808 of the 1961 Session Laws, the same being the charter of said town, and to amend said charter concerning the election of the members of the governing body and the mayor of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 63, a bill relating to retirement benefits received by certain employees of the city of Wilson.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 193, a bill to authorize the chief of police of the town of Hamlet to reside outside the corporate limits of said town.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 65, a bill to prohibit the taking of oysters for the purpose of sale from privately owned or leased oyster bottoms during the closed season.

Passes its second and third readings and is ordered enrolled.

H. B. 222, a bill to amend Chapter 409 of the Session Laws of 1949 relating to the recorder's court of Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 256, a bill to authorize the governing board of the town of Mount Airy to regulate the subdivision of the land in and around said town.

Passes its second and third readings and is ordered enrolled.

H. B. 271, a bill to authorize county commissioners of Alleghany County to fix the salary of the clerk in the sheriff's office of the said county.

Passes its second and third readings and is ordered enrolled.

H. B. 300, a bill relating to the planning and zoning powers of the town of Carrboro.

Passes its second and third readings and is ordered enrolled.

H. B. 303, a bill relating to the use of profanity or indecent language on the public highways of the State, applicable to Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 313, a bill placing the sheriff and deputy sheriffs of Jones County on a salary basis.

Passes its second and third readings and is ordered enrolled.

H. B. 321, a bill relating to candidates for municipal elections in the town of Pineville.

Passes its second and third readings and is ordered enrolled.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland,



Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stike-leather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered engrossed.

S. B. 127, a bill to amend General Statutes 143-166 relating to officers who may participate in the Law Enforcement officers' Benefit and Retirement Fund benefits.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 146, a bill to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State Air Hygiene Program by the State Board of Health.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. R. 189, a joint resolution requesting the North Carolina Board of Nurse Registration and Nursing Education to encourage the establishment of schools of nursing education and the continuance of such schools now in existence and operation.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964.

Upon motion of Senator Brantley, the bill is re-referred to the Committee on Highway Safety.

H. B. 46, a bill to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways.

The bill passes its second reading.

Upon objection of Senator Warren to its third reading, the bill remains upon the Calendar.

H. B. 237, a bill to amend General Statutes 18-130 with reference to applications for beer license.

Passes its second and third readings and is ordered enrolled.

H. B. 252, a bill to amend General Statutes 15-107.1 so as to prohibit secretaries, stenographers, or other employees of a justice of the peace from becoming bail for any prisoner or acting as agent for any bonding company or professional bondsman.

Passes its second and third readings and is ordered enrolled.

H. B. 375, a bill to set up a new administrative authority to operate all the public schools within Haywood County as a single unit, to become effective upon the authorization and approval of adequate funds for the construction of two high school buildings.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

## FORTY-FIFTH DAY

SENATE CHAMBER,  
Friday, March 29, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Cary Elementary Junior High School of Wake County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Yadkinville High School of Yadkin County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Harold Cory of Buncombe County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Mrs. Lyndia Ross of Pasquotank County, and her daughter Tracy Ross is made an honorary page of the Senate.

Upon motion of Senators Aydlett and Harrington, the courtesies of the galleries are extended to William Ainsley of Perquimans County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Albemarle Junior High School of Stanly County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to the teachers and the students of the Elkin High School of Surry County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to John Hovas, Arthur Bailey and Rex Wilson of Mitchell County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Jack Arelis of Pasquotank County.

Upon motion of Senator Saunders, the courtesies of the galleries are extended to the teachers and the students of the Pinckney High School of Moore County.

Upon motion of Senator Stone, the courtesies of the galleries are extended to the teachers and the students of the Anderson Elementary School of Caswell County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Mr. Yates, Mr. Bailey, Mr. Forsythe and Mr. Brantley of Buncombe County.

Upon motion of Senator Mills, the courtesies of the galleries are extended to former Congresswoman Jane Pratt of the Eighth Congressional District of Anson County.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the Helena School of Person County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the New London School of Stanly County.

Upon motion of Senator Stikeleather, the courtesies of the floor are extended to Hon. Roy Taylor, former Representative of the House of Representatives, now Congressman of the Eleventh Congressional District of Buncombe County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to the teachers and the students of the Farmville High School of Pitt County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 37, an act to amend Chapter 108 of the General Statutes of North Carolina so as to exempt certain colleges from license requirements for public solicitation for funds.

S. B. 43, an act to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the incompetent's income for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

S. B. 44, an act to enable the guardian or trustee of an incompetent, with judicial approval, to make gifts from the principal of the incompetent's estate for public, religious, charitable, literary, scientific, historical, medical or educational purposes.

S. B. 45, an act to enable a guardian or trustee of an incompetent, with judicial approval, to declare a revocable trust irrevocable and to make the incompetent's life interest the subject of a public, religious, charitable, literary, scientific, historical, medical or educational gift.

S. B. 79, an act to require the sheriff of Haywood County to collect certain fees in the performance of his duties and pay same to the auditor of Haywood County for deposit in the general fund of Haywood County.

S. B. 161, an act to revise and re-state the charter of the city of Lumberton.

H. B. 65, an act to prohibit the taking of oysters for the purpose of sale from privately owned or leased oyster bottoms during the closed season.

H. B. 222, an act to amend Chapter 409 of the Session Laws of 1949 relating to the Recorder's Court of Vance County.

H. B. 252, an act to amend General Statutes 15-107.1 so as to prohibit secretaries, stenographers, or other employees of a justice of the peace from becoming bail for any prisoner or acting as agent for any bonding company or professional bondsman.

H. B. 237, an act to amend General Statutes 18-130 relating to the qualifications required of an applicant for a permit to sell manufactured or bottled beer.

H. B. 256, an act to authorize the governing board of the town of Mount Airy to regulate the subdivision of the land in and around said town.

H. B. 271, an act to authorize county commissioners of Alleghany County to fix the salary of the clerk in the sheriff's office of the said county.

H. B. 300, an act relating to the planning and zoning powers of the town of Carrboro.

H. B. 303, an act relating to the use of profanity or indecent language on the public highways of the state.

H. B. 313, an act placing the sheriff and deputy sheriffs of Jones County on a salary basis.

H. B. 321, an act relating to candidates for municipal elections in the town of Pineville.

H. B. 375, an act to set up a new administrative authority to operate all the public schools within Haywood County as a single unit, to become effective upon the authorization and approval of adequate funds for the construction of two high school buildings.

H. B. 379, an act to appoint members and constitute a board of education to administer all of the public schools of Granville County for an interim period of time and until the regular board of education takes over its duties as provided by law.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 156, a bill to permit certain county and municipal bonds to be authorized investments for savings and loan associations.

S. B. 146, a bill to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State Air Hygiene Program by the State Board of Health.

S. B. 144, a bill to amend Article 1 of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

H. B. 42, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County, with a favorable report.

H. B. 43, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County, with a favorable report.

H. B. 130, a bill to authorize the board of county commissioners of Pitt County to call a special or general election to authorize the levy of an additional tax of five cents on each one hundred dollars valuation of property in Pitt County to provide for the maintenance, support and operation of Pitt County Memorial Hospital, Inc., with a favorable report.

Upon motion of Senator Humber, the bill is placed upon today's Calendar.

H. B. 142, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same applicable to Mitchell County as modified, with a favorable report.

H. B. 193, a bill relating to the discount for the prepayment of taxes in the city of Hickory in Catawba County, with a favorable report.

H. B. 220, a bill to provide that penalties for late payment of taxes shall not apply to citizens of Wake County and the city of Raleigh until two weeks after notices have been mailed, with a favorable report.

H. B. 284, a bill to amend Chapter 434 of the Session Laws of 1953, relating to discounts for prepayment of taxes in Catawba County, by making the provisions thereof applicable to the city of Newton, with a favorable report.

H. B. 294, a bill to authorize the board of county commissioners of Cumberland County and the city council of Fayetteville to release certain taxes, with a favorable report.

H. B. 327, a bill to amend General Statutes 105-391(k) so as to fix the minimum amount of attorneys' fee to be taxed as costs in property tax foreclosure actions in Dare County, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

H. B. 194, a bill to amend Section 13 of Chapter 504 of the 1961 Session Laws of North Carolina so as to place the town of Dallas under most of the provisions of Article 3, Chapter 160, of the General Statutes of North Carolina, with a favorable report, as amended.

By Senator Propst, for the Committee on Local Government:

S. B. 186, a bill repealing General Statutes 105-405, relating to the releasing of taxes under certain conditions, with a favorable report.

S. B. 200, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Franklin County, with a favorable report.

S. B. 207, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to the town of Williamston, in Martin County, with a favorable report.

H. B. 326, a bill to revise and consolidate the charter of the city of Washington, with a favorable report.

H. B. 331, a bill to amend Chapter 532 of the Session Laws of 1951 relating to the jailer in Jackson County, with a favorable report.

By Senator James, for the Committee on Public Health:

S. B. 147, a bill to appropriate \$200,000.00 to the North Carolina Board of Nurse Registration and Nursing Education to provide grants-in-aid to assist hospitals in establishing and operating diploma schools of nursing, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator James, the bill is re-referred to the Committee on Appropriations.

By Senator Belk, for the Committee on Public Roads:

H. B. 137, a bill to amend Chapter 20 of the General Statutes so as to raise the weight limits of property hauling vehicles whose operator is required to have a chauffeur's license from 20,000 pounds to 26,000 pounds, with a favorable report.

H. B. 175, a bill to designate U. S. Highway 70, wherever located in North Carolina, as "Blue Star Memorial Highway", with a favorable report.

H. B. 254, a bill to amend General Statutes 20-51 so as to exempt trailers carrying peanuts from motor vehicle registration requirements, with a favorable report.

H. B. 274, a bill to increase from 44,000 pounds to 47,500 pounds the gross permissible weight of any vehicle or combination of vehicles with three axles which may be operated on the highways of the State, with a favorable report.

By Senator Scott, for the Committee on Rules:

H. R. 143, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message and Budget Message, as delivered to the General Assembly in its Session of 1963, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Long: S. B. 212, a bill to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment.

Referred to Committee on Finance.

By Senator Long: S. B. 213, a bill to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment.

Referred to Committee on Finance.

By Senator Warren: S. B. 214, a bill to amend the charter of the city of Goldsboro, North Carolina, as revised, reorganized and amended by Chapter 447 of the Session Laws of 1961.

Referred to Committee on Local Government.

By Senator Strong, by request: S. B. 215, a bill to define and establish the senatorial districts of the State, and to make the apportionment of the members of the Senate.

Referred to Committee on Election Laws and Legislative Representation.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 201, a bill to remove the Industrial Commission from the Department of Labor.

Referred to Committee on State Government.

H. B. 219, a bill to repeal Chapter 211 of the Public Laws of 1941 relating to fees to be allowed counsel assigned to defendants in capital cases in Franklin County.

Referred to Committee on Judiciary No. 1.

H. B. 238, a bill to amend Chapter 728 of the Session Laws of the 1953 General Assembly, relating to the schedule of fees to be charged in the office of the Register of Deeds of McDowell County, and relating to fees to be charged by the sheriff of McDowell County for service of summonses and subpoenas.

Referred to Committee on Salaries and Fees.

H. B. 275, a bill relating to the fees of the register of deeds of Currituck County.

Referred to Committee on Salaries and Fees.

H. B. 295, a bill to change the name of Elizabeth City State Teachers College to "Elizabeth City State College".

Referred to Committee on Higher Education.

H. B. 330, a bill to authorize the Halifax County Board of Education to transfer title of a water carrier truck to the Scotland Neck Fire Department.

Referred to Committee on Counties, Cities and Towns.

H. B. 334, a bill relating to the school committee for certain districts in Jackson County.

Referred to Committee on Education.

H. B. 343, a bill to amend Chapter 1009 of the Session Laws of 1961 relating to the Edenton Historical Commission.

Referred to Committee on Conservation and Development.

H. B. 345, a bill to authorize the board of county commissioners of Chowan County to reduce or increase salaries and fees not more than twenty per cent in any fiscal year nor more than twenty per cent in any fiscal year as compared with the preceding fiscal year.

Referred to Committee on Salaries and Fees.

H. B. 357, a bill to authorize the board of county commissioners of Swain County to fix fees charged by county officers and to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Salaries and Fees.

H. B. 372, a bill to exempt Northampton County from General Statutes 113-247 relating to fishing on Sunday.

Referred to Committee on Conservation and Development.

H. R. 418, a joint resolution honoring the memory of Benjamin Bryan Everett, former member of the House of Representatives from Halifax County.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 110, a bill to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, North Carolina, and validating bond election, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 173, a bill to revise and consolidate the charter of the city of Elizabeth City as embodied in Chapter 1062 of the 1953 Session Laws and amendments thereto and several related statutes, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 208, a bill to amend General Statutes 156-93.1 relating to drainage districts in Beaufort County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan

of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 272, a bill to validate actions heretofore taken by the governing body of the town of Nags Head and the ratification of Chapter 808 of the 1961 Session Laws, the same being the charter of said town, and to amend said charter concerning the election of the members of the governing body and the mayor of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 130, a bill to authorize the board of county commissioners of Pitt County to call a special or general election to authorize the levy of an additional tax of five cents on each one hundred dollars valuation of property in Pitt County to provide for the maintenance, support and operation of Pitt County Memorial Hospital, Inc., upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 262, a bill to appoint members of the county board of education of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 312, a bill to provide that members of the board of adjustment, the planning board, board of appeals for airport zoning and the recreation commission of the city of Wilson shall serve no more than two consecutive terms of three years.

Passes its second and third readings and is ordered enrolled.

H. B. 46, a bill to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways.

Passes its third reading and is ordered enrolled.

S. B. 9, a bill to give county and city boards of education discretionary authority to allow school buildings, including lunchrooms and cafeterias of the public school system, to be used for other than school purposes.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 94, a bill to amend General Statutes 108-73.11 relating to the county fund for aid to the permanently and totally disabled, upon second reading.



The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hollowell, Humber, Johnson, Johnston, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Yates—34.

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits.

Senator Brantley moves that the bill and its amendments be re-referred to the Committee on Insurance.

Senator Martin offers a substitute motion that action on the bill be postponed until Tuesday, April 1, 1963.

The motion of Senator Martin fails to prevail and the motion of Senator Brantley is adopted and the bill is re-referred to the Committee on Insurance.

S. B. 85, a bill to amend General Statutes 108-49 relating to the definition of dependent children for public welfare purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 91, a bill to authorize use of protective payments in certain aid to dependent children cases.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 113, a bill to amend General Statutes 115-25 relating to county and city boards of education so as to allow a board member to teach in another county.

The amendments offered by the Committee are adopted.

Upon motion of Senator Walton, action on the bill is postponed until Monday, April 1, 1963.

H. B. 123, a bill to amend General Statutes 108-35 of Article 3 of Chapter 108 of the General Statutes relating to the removal of an old-age assistance recipient to another county.

Passes its second and third readings and is ordered enrolled.

H. B. 155, a bill to repeal General Statutes 108-16 of Article 3 of Chapter 108 of the General Statutes relating to the appointment of a director of public assistance.

Passes its second and third readings and is ordered enrolled.

H. B. 165, a bill to authorize two or more county boards of public welfare to employ a county director to serve the two or more appointing counties.

Passes its second and third readings and is ordered enrolled.

H. B. 172, a bill to exempt certain persons from fishing license requirements in the inland waters of North Carolina.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 253, a bill to amend General Statutes 143-166 relating to per diem allowances for members of the board of commissioners of the law enforcement officers' benefit and retirement fund.

Passes its second and third readings and is ordered enrolled.

H. B. 265, a bill to increase the penalty for taking wild turkey during the closed season.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:30 o'clock.

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#### FORTY-SIXTH DAY

SENATE CHAMBER,  
Saturday, March 30, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Johnston, the Senate adjourns to meet Monday evening at 7:30 o'clock.

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#### FORTY-SEVENTH DAY

SENATE CHAMBER,  
Monday, April 1, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. P. D. Midgett, III, son of Senator Midgett and Pastor of the Aldersgate Methodist Church, Chapel Hill, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to a delegation from Johnsonville Township of Harnett County.

Upon motion of Senator Johnson, the courtesies of the floor are extended to former Senator Todd Gentry and Mrs. Gentry of Ashe County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. Joe Ward of Alamance County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mr. and Mrs. William Wurster of New York City and Kent Creuser of Atlanta, Georgia.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Mr. and Mrs. Fletcher Winstead of Wake County and their son, Fletcher Merritt Winstead, is made an honorary page of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to Mrs. Bob Roberts, Mrs. Bob Baggett, Mrs. Edna Crook and Mrs. Archie Taylor of Harnett County.

Upon motion of Senator Jordan, the courtesies of the floor are extended to former Senator Robert N. Simms of Wake County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Mr. and Mrs. Frank Blackley of Wake County and their sons and daughter, Larry, Ronald, Mark and Joy, are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Miss Julia Stephenson and Mr. and Mrs. Ed Potilla of Alamance County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. W. A. Moore of Lenoir County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hanes: S. B. 216, a bill to provide for an additional resident judge for the Twenty-First Judicial District.

Referred to Committee on Courts and Judicial Districts.

By Senator Currie: S. B. 217, a bill to authorize counties to levy special assessments for the construction, reconstruction and extension of water and sewerage systems.

Referred to Committee on Finance.

By Senator Long: S. B. 218, a bill to fix the compensation of the members of the board of county commissioners of Person County.

Referred to Committee on Local Government.

By Senator Long: S. B. 219, a bill to amend Section 153-87 of the General Statutes, being a part of the County Finance Act, as amended, with reference to the issuance of school bonds.

Referred to Committee on Finance.

By Senator Long: S. B. 220, a bill authorizing the board of county commissioners of Person County to fix the compensation of appointive and elective county officials and employees of Person County.

Referred to Committee on Salaries and Fees.

By Senator MacLean: S. B. 221, a bill to amend S. B. 161, Session 1963, and to validate acts of the city council of the city of Lumberton in connection with new registration of voters.

Referred to Committee on Counties, Cities and Towns.

By Senator White: S. B. 222, a bill to amend General Statutes 1-105 relating to service of process upon non-resident drivers of motor vehicles.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 243, a bill to amend Chapter 18 of the General Statutes relating to beer and wine elections.

Referred to Committee on Propositions and Grievances.

H. B. 292, a bill to increase the amount of non-tax funds that may be appropriated by the town of Ayden for library and recreational purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefitted by such lines on an average cost basis.

Referred to Committee on Local Government.

H. B. 342, a bill to amend Chapter 1013 of the Session Laws of 1961 relating to the charter of the town of Edenton and the conduct of elections in said town.

Referred to Committee on Local Government.

H. B. 346, a bill to amend Chapter 955, Session Laws of 1953, to increase the appropriation of funds to provide a program of education as to the dangers of alcoholic beverages and other emotional disorders in Cumberland County.

Referred to Committee on Finance.

H. B. 350, a bill to amend Chapter 441 of the Public-Local Laws of 1939 by striking Section 4 thereof relating to the membership of the board of education of the Burlington City Administrative School Unit.

Referred to Committee on Education.

H. B. 352, a bill to amend General Statutes 14-107 so as to place the crime of giving a worthless check of not more than twenty-five dollars within the jurisdiction of justices of the peace in Craven County.

Referred to Committee on Judiciary No. 2.

H. B. 355, a bill to extend the authority of police officers of the town of Spruce Pine in Mitchell County for a distance of one mile beyond the corporate limits.

Referred to Committee on Local Government.

H. B. 356, a bill to amend General Statutes 47-30 to exempt Mitchell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 362, a bill relating to per diem and mileage of certain officers of Orange County.

Referred to Committee on Salaries and Fees.

H. B. 380, a bill to repeal Chapter 99 of the Session Laws of 1951 concerning the disposition of delinquent tax collections in Washington County.

Referred to Committee on Finance.

H. B. 387, a bill authorizing the city of Rocky Mount to convey certain real estate to the trustees of the Rocky Mount Administrative Unit of the public school system.

Referred to Committee on Education.

H. B. 389, a bill to provide for the election of the auditor of Pender County.

Referred to Committee on Counties, Cities and Towns.

H. B. 390, a bill to amend Chapter 223 of the Public-Local and Private Laws of 1935 relating to the appointment of tax collector for Pender County.

Referred to Committee on Counties, Cities and Towns.

H. B. 393, a bill to amend General Statutes 47-30, General Statutes 47-32 and General Statutes 47-32.2, relating to land maps to be registered, so as to make the said Sections applicable to Bladen County.

Referred to Committee on Local Government.

H. B. 396, a bill to extend the authority of police officers of the town of Newport in Carteret County to include all the territory within two miles of the corporate boundary lines.

Referred to Committee on Local Government.

H. B. 397, a bill to amend Chapter 1107 of the Session Laws of 1961 relating to the composition of the Development Commission of Madison County.

Referred to Committee on Counties, Cities and Towns.

H. B. 399, a bill to amend General Statutes 161-6, relating to the appointment, powers and duties of assistant and deputy registers of deeds.

Referred to Committee on Counties, Cities and Towns.

H. B. 403, a bill to increase the fee for board of the jailer in Graham County to 75 cents per person per meal.

Referred to Committee on Salaries and Fees.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 130, a bill to authorize the board of county commissioners of Pitt County to call a special or general election to authorize the levy of an additional tax of five cents on each one hundred dollars valuation of property in Pitt County to provide for the maintenance, support and operation of Pitt County Memorial Hospital, Inc., upon third reading.

The bill passes its third reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

The bill is ordered enrolled.

H. B. 42, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

H. B. 43, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

H. B. 142, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same applicable to Mitchell County as modified, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

H. B. 194, a bill to amend Section 13 of Chapter 504 of the 1961 Session Laws of North Carolina so as to place the town of Dallas under most of the provisions of Article 3, Chapter 160, of the General Statutes of North Carolina, upon second reading.

The amendments offered by the Committee, held not to be material, are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

H. B. 326, a bill to revise and consolidate the charter of the city of Washington, upon second reading.

The bill passes its second reading by roll call vote, ayes 31, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Johnson, Johnston, Jolly, Jones, Kirby, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Shelton, Simmons, Story, Walton, Warren, White, Williams, Yates—31.

S. B. 200, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Franklin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 207, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to the town of Williamston in Martin County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 193, a bill relating to the discount for the prepayment of taxes in the city of Hickory in Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 220, a bill to provide that penalties for late payment of taxes shall not apply to citizens of Wake County and the city of Raleigh until two weeks after notices have been mailed.

Passes its second and third readings and is ordered enrolled.

H. B. 284, a bill to amend Chapter 434 of the Session Laws of 1953, relating to discounts for prepayment of taxes in Catawba County, by making the provisions thereof applicable to the city of Newton.

Passes its second and third readings and is ordered enrolled.

H. B. 294, a bill to authorize the board of county commissioners of Cumberland County and the city council of Fayetteville to release certain taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 327, a bill to amend General Statutes 105-391(k) so as to fix the minimum amount of attorney's fee to be taxed as costs in property tax foreclosure actions in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 331, a bill to amend Chapter 532 of the Session Laws of 1951 relating to the jailer in Jackson County.

Passes its second and third readings and is ordered enrolled.

S. B. 94, a bill to amend General Statutes 108-73.11 relating to the county fund for aid to the permanently and totally disabled, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, White, Williams, Yates, Yow—40.

The bill is ordered sent to the House of Representatives.

S. B. 186, a bill repealing General Statutes 105-405, relating to the releasing of taxes under certain conditions.

Upon motion of Senator Garriss, action on the bill is postponed until Wednesday, April 3, 1963.

H. B. 113, a bill to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county.

Upon motion of Senator Walton, the bill is re-referred to the Committee on Education.

H. B. 137, a bill to amend Chapter 20 of the General Statutes so as to raise the weight limits of property hauling vehicles whose operator is required to have a chauffeur's license from 20,000 pounds to 26,000 pounds.

Upon motion of Senator Jones, action on the bill is postponed until Wednesday, April 3, 1963.

H. R. 143, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message and Budget Message, as delivered to the General Assembly in its Session of 1963.

Passes its second and third readings and is ordered enrolled.

H. B. 175, a bill to designate U. S. Highway 70, wherever located in North Carolina, as "Blue Star Memorial Highway."

Passes its second and third readings and is ordered enrolled.

H. B. 254, a bill to amend General Statutes 20-51 so as to exempt trailers carrying peanuts from motor vehicle registration requirements.

Passes its second and third readings and is ordered enrolled.

H. B. 274, a bill to increase from 44,000 pounds to 47,500 pounds the gross permissible weight of any vehicle or combination of vehicles with three axles which may be operated on the highways of the State.

The bill passes its second reading.

Upon objection of Senator Jolly to the third reading of the bill, the bill remains upon the Calendar.

H. R. 418, a joint resolution honoring the memory of Benjamin Bryan Everett, former member of the House of Representatives from Halifax County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

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#### FORTY-EIGHTH DAY

SENATE CHAMBER,  
Tuesday, April 2, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Ernest T. Porter, Associate Minister of the Hayes Barton Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 204, a joint resolution recognizing and commending the intellectual achievements of four students representing Wake Forest College on the General Electric College Bowl television program.

H. R. 418, a joint resolution honoring the memory of Benjamin Bryan Everett, former member of the House of Representatives from Halifax County.

H. R. 143, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message and Budget Message, as delivered to the General Assembly in its Session of 1963.

S. B. 106, an act amending Article 11, Chapter 7, of the General Statutes relating to the official court reporter for the Twenty-Fourth Judicial District.

S. B. 165, an act relating to the enrollment of troops in the State Militia.

S. B. 183, an act to authorize the board of county commissioners of Montgomery County to make appropriations for public library, industrial development, airport, and other purposes.

S. B. 184, an act to authorize the board of county commissioners of Montgomery County to expend surplus funds for the purchase of land and the construction, maintenance, and operation of a public library.

S. B. 185, an act limiting the collection of taxes outside the taxing unit after ten years from the due date.

S. B. 190, an act to authorize the lieutenants of the police department of the city of Roanoke Rapids, Halifax County, to issue warrants.



H. B. 46, an act to amend General Statutes 20-141 to authorize the State Highway Commission to designate a speed limit maximum up to sixty-five miles an hour for certain vehicles on certain highways.

H. B. 110, an act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the city of Sanford, North Carolina, and validating bond election.

H. B. 123, an act to amend General Statutes 108-35 of Article 3 of Chapter 108 of the General Statutes relating to the removal of an old-age assistance recipient to another county.

H. B. 130, an act to authorize the board of county commissioners of Pitt County to call a special or general election to authorize the levy of an additional tax of five cents on each one hundred dollars valuation of property in Pitt County to provide for the maintenance, support and operation of Pitt County Memorial Hospital, Inc.

H. B. 155, an act to repeal General Statutes 108-16 of Article 3 of Chapter 108 of the General Statutes relating to the appointment of a director of public assistance.

H. B. 165, an act to authorize two or more county boards of public welfare to employ a county director to serve the two or more appointing counties.

H. B. 175, an act to designate U. S. Highway 70, wherever located in North Carolina, as "Blue Star Memorial Highway".

H. B. 193, an act relating to the discount for the prepayment of taxes in the city of Hickory in Catawba County.

H. B. 208, an act to amend General Statutes 156-93.1 relating to drainage districts in Beaufort County.

H. B. 220, an act to provide that penalties for late payment of taxes shall not apply to citizens of Wake County and the city of Raleigh until two weeks after notices have been mailed.

H. B. 253, an act to amend General Statutes 143-166 relating to per diem allowances for members of the board of commissioners of the law enforcement officers' benefit and retirement fund.

H. B. 254, an act to amend General Statutes 20-51 so as to exempt trailers carrying peanuts from motor vehicle registration requirements.

H. B. 262, an act to appoint members of the county board of education of Swain County.

H. B. 265, an act to increase the penalty for taking wild turkey during the closed season.

H. B. 272, an act to validate actions heretofore taken by the governing body of the town of Nags Head and the ratification of Chapter 808 of the 1961 Session Laws, the same being the charter of said town, and to amend said charter concerning the election of the members of the governing body and the mayor of said town.

H. B. 284, an act to amend Chapter 434 of the Session Laws of 1953, relating to discounts for prepayment of taxes in Catawba County, by making the provisions thereof applicable to the city of Newton.

H. B. 294, an act to authorize the board of county commissioners of Cumberland County and the city council of Fayetteville to release certain taxes.

H. B. 312, an act to provide that members of the board of adjustment, the planning board, board of appeals for airport zoning and the recreation commission of the city of Wilson shall serve no more than two consecutive terms of three years.

H. B. 327, an act to amend General Statutes 105-391(k) so as to fix the minimum amount of attorneys' fee to be taxed as costs in property tax foreclosure actions in Dare County.

H. B. 331, an act to amend Chapter 532 of the Session Laws of 1951 relating to the jailer in Jackson County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Judiciary No. 1:

S. R. 173, a Senate resolution relating to a popular referendum on the question of capital punishment under the criminal laws of North Carolina, with an unfavorable report.

S. B. 205, a bill to amend General Statutes 45-42 so as to permit managers of corporations to cancel corporate mortgages, with a favorable report.

S. B. 211, a bill to authorize the Attorney General to designate not more than four Assistant Attorneys General as Deputy Attorneys General, with a favorable report.

S. B. 222, a bill to amend General Statutes 1-105 relating to service of process upon non-resident drivers of motor vehicles, with a favorable report.

H. B. 219, a bill to repeal Chapter 211 of the Public Laws of 1941 relating to fees to be allowed counsel assigned to defendants in capital cases in Franklin County, with a favorable report.

H. B. 260, a bill to amend General Statutes 143-131 relative to the letting of contracts on informal bids by counties, cities, towns and other subdivisions, with a favorable report.

H. B. 347, a bill to exempt Avery and Yadkin Counties from the Water Well Contractor's License Act, with a favorable report.

H. B. 358, a bill relating to the Judge of the Vance County Recorder's Court, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 95, a bill to permit children to recover for torts committed against them by their parents, with a favorable report, as amended.

By Senator Clark, for the Committee on State Government:

H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions

and retirement payments of certain teachers and State employees not eligible for Social Security benefits.

Referred to Committee on Retirement, Employment Security.

By Senator Hollowell: S. R. 224, a joint resolution providing for the appointment of a commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Gastonia.

Referred to Committee on Public Health.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 187, a bill relating to the liability of landowners to hunters, fishermen, trappers, campers, hikers and other recreation users.

Referred to Committee on Judiciary No. 1.

H. B. 293, a bill to extend the corporate limits of the town of Ayden in Pitt County.

Referred to Committee on Counties, Cities and Towns.

H. B. 339, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of three miles distance from the corporate limits of said town.

Referred to Committee on Judiciary No. 2.

H. B. 391, a bill to establish a public law library for public officials, courts and others in Caldwell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 400, a bill to validate registrations of instruments performed by deputy registers of deeds and clerks.

Referred to Committee on Judiciary No. 2.

H. B. 401, a bill to amend General Statutes 161-4 relating to the bond required of registers of deeds.

Referred to Committee on Judiciary No. 1.

H. B. 402, a bill to authorize the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium.

Referred to Committee on Appropriations.

H. B. 404, a bill to authorize the county commissioners of Duplin County to call an election on the question of levying taxes for industrial purposes.

Referred to Committee on Finance.

H. R. 453, a joint resolution of commendation and congratulation to the city of High Point on its selection as an "All-American City".

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 421, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Shelton, Simmons, Snow, Story, Warren, White, Whitley, Williams—36.

The bill is ordered enrolled.

H. B. 43, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Shelton, Simmons, Snow, Story, Warren, White, Whitley, Williams—36.

The bill is ordered enrolled.

H. B. 142, a bill to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same applicable to Mitchell County as modified, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Shelton, Simmons, Snow, Story, Warren, White, Whitley, Williams—36.

The bill is ordered enrolled.

H. B. 194, a bill to amend Section 13 of Chapter 504 of the 1961 Session Laws of North Carolina so as to place the town of Dallas under most of the provisions of Article 3, Chapter 160, of the General Statutes of North Carolina, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Shelton, Simmons, Snow, Story, Warren, White, Whitley, Williams—36.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 326, a bill to revise and consolidate the charter of the city of Washington, upon third reading.

The bill passes its third reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long,

Martin, Meares, Midgett, Mills, Morgan of Cleveland, Shelton, Simmons, Snow, Story, Warren, White, Whitley, Williams—36.

The bill is ordered enrolled.

H. B. 274, a bill to increase from 44,000 pounds to 47,500 pounds the gross permissible weight of any vehicle or combination of vehicles with three axles which may be operated on the highways of the State.

The bill passes its third reading and is ordered enrolled.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
April 2, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to H. R. 388, entitled "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at twelve noon, Tuesday, April 2, 1963", the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President announces that the Senate recesses for the purpose of meeting in Joint Session with the House of Representatives for the purpose of hearing the Governor's message, and upon dissolution the Senate will return to its Chamber and resume consideration of business.

#### JOINT SESSION

The Senate is received by the members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate T. Clarence Stone.

Senator Shelton, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Terry Sanford, who delivers the following message:

*Mr. President, Mr. Speaker and Members of the North Carolina General Assembly:*

I thank you for the advantage of appearing before you, rather than dispatching a written message, because this subject requires all the prominence we can gain for it. You and I need the attention and concern of the public, because in the normal course of things you are not going to win any popularity contests working with the problems of highway safety.

The ones who are pinched by traffic laws often complain, and often bitterly, and the ones whose lives are saved never know it.

Project Impact, an experiment in six counties, saved at least 19 lives. Those 19 people should be up here lobbying for an extension of that experiment to all of the state, but they are not, for it is obvious that they cannot be identified because no one knows where misfortune might have struck had it not been for this official safety action.

But they are alive, and many others avoided painful or disabling injuries, and many hundreds of others can be saved in the future if the public will understand and support our efforts.

The problem is that in 1962, in just one calendar year, 1320 people lost their lives, 37,000 persons were injured, and 200 million dollars were lost, on the highways of North Carolina, just one of 50 states. Think of that. 1320 dead. 37,000 injured. \$200,000,000. Just one year, just one state.

Automobile wrecks are the sixth leading cause of death in the United States.

Automobile wrecks are the number one cause of death among young people from five to twenty-five.

This is an epidemic. You are the doctors.

Your immediate reaction to this staggering description of destruction might be one of hopelessness. We are tempted to wring our hands in despair, or to reach out for one simple, single cure-all.

We cannot afford to do either. We know from our own North Carolina experiences that we can whittle away at the destruction by the systematic action exerted by public officials.

In 1935 we had 1095 people killed, and in 1962 we had jumped up 225 beyond this figure. This is much better than it seems. In 1935 we had only a half million vehicles traveling only 4 billion miles. The death rate was 26 for every 100 million miles of travel. In 1962, with 2 million cars, the rate of death was 6.2 per 100 million miles. So you can see that we have been making progress, for if the 1935 rate had not been reduced, we would have lost more than 5,000 North Carolinians in 1962.

Last year, for the first time since 1941, the number of Americans killed in automobile accidents climbed back up to more than 41,000. This shows that for a period of 20 years we were successful in holding the line. But 1962 showed us that we are unable to hold the line any longer with the present resources.

Many areas in the country have been able to achieve dramatic reductions in traffic accidents through the use of what is known as "the managed approach." This is the approach which has been re-emphasized in North Carolina in the last several months. First, to define a total program and to mobilize public participation, we organized the North Carolina Traffic Safety Council, consisting of leading citizens, employing a professional staff, paid for from private non-tax funds. Then we called together all State officials with traffic safety responsibilities, and constituted them the Governor's Coordinating Committee for Traffic Safety. (Representatives of the General Assembly, Health, Education, Justice, Motor Vehicles, Insurance, Highways, Institute of Government, and Safety Council.)

I want to assure you that no one feels that the traffic accident problem will be solved by the simple passing of laws. This is a job for everybody, and the most important responsibility falls to the understanding citizen who is willing to support the necessary official action. These two organizations concern themselves with a number of avenues through which official and unofficial action must be exerted, including: accident records, laws and ordinances, engineering, education, police traffic supervision, motor vehicle administration, traffic courts, public information, and organized citizen support. We are working on all of these. Today we look to our legislative part in the total effort. I am suggesting nine points for your consideration. The Coordinating Committee, using studies of accident records

as a foundation, has agreed on two things: 1) the most important causes of accidents, 2) the means to controlling or eliminating these causes.

Therefore the suggestions I am about to make are not the result of one man's investigation nor are they any so-called pet projects of individual State agencies. Rather they are the result of agreement by public officials in every place of accident preventive work, and are related directly to the accidents now occurring on highways in our own State of North Carolina.

#### 1. COORDINATING COMMITTEE

We need to provide for the continuing coordination of official traffic safety effort, and North Carolina's official agencies with traffic safety responsibilities should be bound together by statutory authority. This has worked well, but the united effort should not be dependent on the mere invitation of the Chief Executive, but should be given the status of being a creation of the General Assembly. This would require no money. The role of such a Coordinating Committee on Traffic Safety, similar to the one already existing by invitation of the Governor, would be to examine continually the accident problems of North Carolina, to determine the needs of the represented agencies in dealing with these problems, to determine the priorities to be given these needs, and to provide for continuing coordination of the State's accident preventive efforts. In this way we would have a single group charged with the leadership in reducing highway wrecks. This committee should include in its membership representatives of the General Assembly, perhaps the chairman of each committee on highway safety, thus obtaining spokesmen for the legislative bodies.

#### 2. COURTS

Implementation of the court improvement amendments will contribute much to traffic accident prevention, and I hope you will do all that you can to assure the orderly adoption of a uniform court system in the State. I realize that we cannot move too hastily in arranging these complex provisions which must be designed to serve for perhaps a hundred years, but I do hope you will at least adopt the recommendations of the North Carolina Bar Association.

#### 3. INTERSTATE COMPACTS

In accordance with legislation recommended by your Commission on Interstate Cooperation, I urge the adoption of interstate compacts dealing with drivers licenses and motor vehicle safety equipment. These two compacts will help protect our citizens from unsafe drivers who accumulate records of accidents and violations in a number of states and will help assure the prompt adoption of uniform standards for new motor vehicle safety equipment.

#### 4. THE POINT SYSTEM

The point system has worked well, but there are certain loopholes which should be closed. The system should reflect the factual realities of a driver's conduct as decided by a court, and not courtroom technicalities which allow evasion of the point system.

#### 5. ADDITIONAL PATROLMEN

We know additional patrolmen will reduce accidents. Elimination of paper work with insurance reports, if you see fit to enact this, will free many, but we

probably could make out a case for needing several hundred more patrolmen. We cannot afford this many, but we should add as many as possible during the next biennium.

#### 6. SEAT BELTS

Experts call the seat belt the most important safety device that can be added to a motor vehicle. One thing we know positively is that seat belts save lives, and that its use reduces greatly the chance of getting killed if you are involved in an accident. We are not suggesting that we require them on all cars but we do recommend them for all cars. We are asking simply that they be required on new cars in the future, just as safety glass is required. I hope you will pass the bill now pending.

#### 7. BEGINNING DRIVERS

I don't believe in blaming teenagers for all of our problems. There is too much of that. Neither do I believe in putting them in any dangerous situation without adequate training and advice, and that is exactly what we have been doing.

Our accident records show that drivers under the age of 20 have more than twice their share of accidents occurring in the driving population. This is pretty good evidence we have been placing them in a dangerous and deadly situation without proper care.

I believe most parents and most young people believe we can attack this problem without penalizing young people.

Perhaps our best approach would be to require driver education in the school system or in the Motor Vehicles Department driver training program, for all new drivers under the age of 18. We could waive or relax their requirement in the few places where such training is not available. We would be saving young lives if we also added a requirement for the issuance of a provisional license for all drivers under the age of 20. We should also make training available before the sixteenth birthday.

We are not meeting our duty as parents unless we do provide some safeguards, and ultimately our best hope for a lasting solution of the traffic accident problem is driver education.

#### 8. TEST FOR ALCOHOL

This always runs into opposition, but how can we turn away from the clear proof that one-third of all of North Carolina's fatal accidents involve a drinking driver. The non-drinking driver is entitled to what protection we can give him, and we are not giving him very much.

We need a chemical test law requiring persons accused of driving under the influence to take a scientific test to determine how much they have been drinking. We should make it simple, perhaps the breath test. I believe this would be a strong deterrent.

First, we could take one of two approaches. We could require this as additional proof under the existing laws and drivers license penalties.

As an alternative, we could make it simply against the law to be a drinking driver by specifying that driving with a specified percentage content of alcohol is against the law, coupled with a provision that the Commissioner could revoke the license for not more than one year in place of the present mandatory revocation for one full year as the penalty for driving under the influence of alcohol. This



latter course would be preferable because it would eliminate the doubtful situation of attempting to define "under the influence" and would give the Commissioner discretion in individual cases.

#### 9. CHECK OF SAFETY EQUIPMENT

I am opposed to the mechanical inspection we found so burdensome, but I am far more opposed to neglecting to check the safety equipment which we require on automobiles for the purpose of saving lives. I think a periodic check of the five or six items on a motor vehicle relating to our safety (brakes, horn, tires, steering, lights, windshield wiper), at any garage or service station which cares to qualify for approval, would reduce substantially our deaths. Not only would a safety check program require safe equipment, but it would create an increased awareness of safety on the part of every individual driver. Records in other states, as well as our own records, demonstrate a safety check would reduce materially highway accidents.

Those are the items. I leave the details to you. These are simple things, and yet they are substantial things. These do not increase the encroachment upon individual liberties. Rather they enhance individual liberty, and improve the chance we all seek to lead a healthy and productive life.

We look to you for the leadership which will call to a halt the increasing epidemic of traffic deaths and injuries.

Upon motion of Senator Scott, the Joint Session dissolves and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 109, a bill to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof.

Senator Morgan of Harnett moves that the bill be re-referred to the Committee on Judiciary No. 1.

The motion fails to prevail and the bill is placed upon its second reading.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

#### REMARKS BY SENATOR WHITE AND MOTION

Upon motion of Senator White, the following remarks are ordered spread upon the Journal:

The General Assembly of North Carolina will meet Thursday, April 4, 1963, in historic Wilmington for the first time since the year 1764. This is most appropriate. I realize that it will to some degree interrupt our routine, but even so we can recover if we work hard. Show me a man who is not interested in the history of his State and I'll show you one who is not likely to contribute much to his State's future.

It is both pleasing and rewarding that the General Assembly will be convened aboard the great battleship which bears the illustrious name of our State and which is permanently berthed at the port which has served our people well in times of peace and gloriously in every war which has engaged our State and Nation.

Mr. President, and fellow members of the Senate, it is my opinion, based upon careful observation, born of a more than casual interest, that the action which has taken place on the floor of the Senate in this the 1963 Session has been reported by all news media in a more accurate manner, a more objective manner and in a manner more informative to the people than it has been reported at any Session within my rather long legislative experience. I think this is most significant—and I take occasion to commend the press, the broadcasters, television and radio men, photographers and representatives of all news media upon the manner in which they have covered what has transpired on the floor of the Senate.

I congratulate Senators for cooperating with news media representatives and with each other in making more and better use of the voice reinforcement system—the microphones—and by talking with representatives of news media immediately after the adjournment of sessions. All in all the laws which we have passed to this date have been considered in an atmosphere of dignified decorum, conducive to calm deliberation.

The people whom we represent are entitled to this—and they are entitled to have all final votes of both bodies of the General Assembly and their several committees taken in open meetings—and this rule is strictly adhered to. I have investigated the facilities which will be afforded us for our meeting aboard the Battleship North Carolina at Wilmington Thursday to the extent that I am satisfied that members of news media would be at a disadvantage in covering Senate action if they were denied access to what will be tantamount to the Senate “floor” at our meeting Thursday, April 4. These news men have a tremendous responsibility which I believe I understand. I believe as strongly as they do in what they term “the people’s right to know.” I am sure that all members of the Senate respect the right to know the result of the deliberations and study participated in by their Senators and Representatives, and to have all final votes taken in meetings open to the public and open to representatives of all news media.

To comment upon privileges insisted upon by representatives of news media which are contrary to orderly and sound legislative processes, which come within the realm of our responsibilities to our people, and the differences of opinion which exist between us as Senators and the representatives of news media would unduly extend my remarks, and would serve no useful purpose. I realize that any news medium has far greater power to express and circulate its opinion than we have to express and circulate ours—and we can never have the last word—not even “every other time”.

But, Mr. President, and members of the Senate, I do feel that whenever it appears that representatives of news media do not have adequate facilities provided for them (as they now have in this building) we should be the first to make the best provision we can to enable them to carry out their responsibilities.

I therefore move, Mr. President, that for the Session of the 1963 Senate to be held on the Battleship North Carolina at Wilmington on Thursday, April 4, 1963, and at that time and place, the 1963 rules of the Senate as they relate to representatives of news media be modified to the extent that such persons be permitted to take such positions on the floor of the Senate during such Session as may be reasonably necessary to enable them to report the action of the Senate provided that the exercise of such privilege shall not interfere with the decorum and business of the Senate.

Upon motion of Senator White, the motion contained in the statement is unanimously adopted.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

## FORTY-NINTH DAY

SENATE CHAMBER,  
Wednesday, April 3, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as an honorary page of the Senate Gayle Lawson.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the members of the Durham Co-teen Democratic Club of Durham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mr. and Mrs. James R. Stone and Mr. and Mrs. Charles E. Ward, Sr. of Durham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Mangum School of Durham County.

Upon motion of Senators Meares and Walton, the courtesies of the galleries are extended to the teachers and the students of the Bladenboro Elementary School of Bladen County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Alexander Wilson School of Alamance County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Apex Consolidated High School of Wake County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Oakwood Junior High School of Iredell County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mr. Charles Francis of Haywood County.

Upon motion of Senator Clark, the courtesies of the floor are extended to former Senator S. M. Roper of Lincoln County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to Arthur Beckham of Iredell County.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the Earl Bradsher Elementary School of Person County.

Upon motion of Senator Midgett, the courtesies of the galleries are extended to David Stick of Pasquotank County.

Upon motion of Senators Saunders and Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Elise High School of Moore County.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 207, an act to amend General Statutes 163-175 by making certain provisions thereof applicable to the town of Williamston, in Martin County.

H. B. 42, an act to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Stokes County.

H. B. 43, an act pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditure by Counties", the same relating to a watershed improvement program in Stokes County.

H. B. 142, an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same applicable to Mitchell County as modified.

H. B. 173, an act to revise and consolidate the charter of the city of Elizabeth City as embodied in Chapter 1062 of the 1953 Session Laws and amendments thereto and several related statutes.

H. B. 274, an act to increase from 44,000 pounds to 47,500 pounds the gross permissible weight of any vehicle or combination of vehicles with three axles which may be operated on the highways of the State.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Forsyth, for the Committee on Banking:

S. B. 117, a bill to clarify the negotiable instruments law relating to place of presentment, with a favorable report.

S. B. 118, a bill to enable trustees to obtain interest upon funds awaiting investment, with a favorable report.

S. B. 174, a bill to provide for the repeal of General Statutes 24-8 relating to lawful interest rate on loans of \$30,000.00 or more to corporations, with an unfavorable report.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 221, a bill to amend S. B. 161, Session 1963, and to validate acts of the city council of the city of Lumberton in connection with new registration of voters, with a favorable report.

H. B. 292, a bill to increase the amount of non-tax funds that may be appropriated by the town of Ayden for library and recreational purposes, with a favorable report.

H. B. 293, a bill to extend the corporate limits of the town of Ayden in Pitt County, with a favorable report.

H. B. 330, a bill to authorize the Halifax County Board of Education to transfer title of a water carrier truck to the Scotland Neck Fire Department, with a favorable report.

H. B. 356, a bill to amend General Statutes 47-30 to exempt Mitchell County, with a favorable report.

H. B. 389, a bill to provide for the election of the auditor of Pender County, with a favorable report.

H. B. 390, a bill to amend Chapter 223 of the Public-Local and Private Laws of 1935 relating to the appointment of tax collector for Pender County, with a favorable report.

H. B. 397, a bill to amend Chapter 1107 of the Session Laws of 1961 relating to the composition of the Development Commission of Madison County, with a favorable report.

H. B. 399, a bill to amend General Statutes 161-6, relating to the appointment, powers and duties of assistant and deputy registers of deeds, with a favorable report.

By Senator Johnson, for the Committee on Finance:

H. B. 404, a bill to authorize the county commissioners of Duplin County to call an election on the question of levying taxes for industrial development purposes, with a favorable report.

Upon motion of Senator Simmons, the bill is placed upon today's Calendar.

By Senator Story, for the Committee on Salaries and Fees:

S. B. 191, a bill to amend Chapter 343 of the Session Laws of 1961 so as to increase the salary of the clerk of the Superior Court and the register of deeds of Wilkes County, and to allow employment of additional deputy sheriffs, with a favorable report, as amended.

S. B. 220, a bill authorizing the board of county commissioners of Person County to fix the compensation of appointive and elective county officials and employees of Person County, with a favorable report.

H. B. 238, a bill to amend Chapter 728 of the Session Laws of the 1953 General Assembly, relating to the schedule of fees to be charged in the office of register of deeds of McDowell County and relating to fees to be charged by the Sheriff of McDowell County for service of summonses and subpoenas, with a favorable report.

H. B. 275, a bill relating to the fees of the register of deeds of Currituck County, with a favorable report.

H. B. 324, a bill to prescribe the range of compensation for the deputy clerk of Superior Court and the deputy register of deeds of Alexander County, with a favorable report.

Upon motion of Senator Hatcher, action on the bill is postponed until Tuesday, April 9, 1963.

H. B. 332, a bill to increase the salaries of certain officials of Jackson County, with a favorable report.

H. B. 345, a bill to authorize the board of county commissioners of Chowan County to reduce or increase salaries and fees not more than twenty per cent in any fiscal year nor more than twenty per cent in any fiscal year as compared with the preceding fiscal year, with a favorable report.

H. B. 357, a bill to authorize the board of county commissioners of Swain County to fix fees charged by county officers and to fix the number of salaried county employees and the compensation of county officials and employees, with a favorable report.

H. B. 362, a bill relating to per diem and mileage of certain officers of Orange County, with a favorable report.

H. B. 403, a bill to increase the fee for board for the jailer in Graham County to 75 cents per person per meal, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Warren, Hamilton, Crew, Aydlett, Gurganus, White, Jolly, Hatcher, Midgett, Kirby, Walton and Jordan: S. R. 225, a joint resolution honoring the memory of Malcolm C. Paul, distinguished jurist and former member of the State Senate from Beaufort County.

Upon motion of Senator Warren, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Snow: S. B. 226, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Surry County.

Referred to Committee on Conservation and Development.

By Senator Snow: S. B. 227, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditures by Counties," the same relating to a watershed improvement program in Surry County.

Referred to Committee on Conservation and Development.

By Senators Long and Scott: S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact.

Referred to Committee on Highway Safety.

By Senators Long and Scott: S. B. 229, a bill to enact the Interstate Driver License Compact.

Referred to Committee on Highway Safety.

By Senator Whitley: S. B. 320, a bill to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina.

Referred to Committee on Agriculture.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 366, a bill to amend General Statutes 9-19 relating to exemptions from jury duty.

Referred to Committee on Judiciary No. 2.

H. B. 407, a bill to provide for the election of a mayor and five commissioners of the town of Windsor and to validate the actions of said commissioners heretofore taken in the performance of their duties and for other purposes.

Referred to Committee on Counties, Cities and Towns.

H. R. 454, a joint resolution honoring the life and memory of J. Henry Vaughan.

The resolution is placed upon the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 404, a bill to authorize the county commissioners of Duplin County to call an election on the question of levying taxes for industrial development purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 95, a bill to permit children to recover for torts committed against them by their parents.

Upon motion of Senator Martin, action on the bill is postponed until Tuesday, April 9, and upon his motion 200 copies of the amendment offered by the committee are ordered printed.

S. B. 186, a bill repealing General Statutes 105-405 relating to the releasing of taxes under certain conditions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 205, a bill to amend General Statutes 45-42 so as to permit managers of corporations to cancel corporate mortgages.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 219, a bill to repeal Chapter 211 of the Public Laws of 1941 relating to fees to be allowed counsel assigned to defendants in capital cases in Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 347, a bill to exempt Avery and Yadkin Counties from the Water Well Contractor's License Act.

Senator Story offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 358, a bill relating to the Judge of the Vance County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

S. B. 109, a bill to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof.

Passes its third reading and is ordered sent to the House of Representatives.

S. B. 211, a bill to authorize the attorney general to designate not more than four assistant attorneys general as deputy attorneys general.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 222, a bill to amend General Statutes 1-105 relating to service of process upon non-resident drivers of motor vehicles.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites.

The bill passes its second reading.

Upon objection of Senator Walton to its third reading, the bill remains upon the Calendar.

H. B. 137, a bill to amend Chapter 20 of the General Statutes so as to raise the weight limits of property hauling vehicles whose operator is required to have a chauffeur's license from 20,000 pounds to 26,000 pounds.

Passes its second and third readings and is ordered enrolled.

H. B. 260, a bill to amend General Statutes 143-131 relative to the letting of contracts on informal bids by counties, cities, towns and other subdivisions.

The bill passes its second reading.

Upon objection of Senator Walton to its third reading, action on the bill is postponed until Monday, April 8, 1963.

H. R. 453, a joint resolution of commendation and congratulations to the city of High Point on its selection as an "All-American City."

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of former Senator and Judge Malcolm C. Paul, and pursuant to a resolution heretofore adopted to meet in the city of Wilmington at the U. S. S. North Carolina Battleship Memorial tomorrow at 12 M.

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#### FIFTIETH DAY

U. S. S. NORTH CAROLINA  
WILMINGTON, N. C.  
Thursday, April 4, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by The Right Reverend Thomas H. Wright, Bishop of the Diocese of Eastern North Carolina.

Senator Walton for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Yow, James M. Morton, Frederick Burr Dunn, Cyrus D. Hogue, III, David N. Murchison, III, Joseph Shands Murchison, Daniel David Cameron, Jr., Kenneth M. Sprunt, Jr. and Michel Douglas Miller are made honorary pages of the Senate.

Senator Yow presents the Mayor of Wilmington, O. O. Allsbrook, who extends a warm welcome and greeting on behalf of the city of Wilmington and the county of New Hanover.

Mayor Allsbrook presents Miss Nancy Malone, television actress, Queen of the Azalea Festival of 1963.



## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 219, a bill to amend Section 153-87 of the General Statutes, being a part of the County Finance Act, as amended, with reference to the issuance of school bonds, with a favorable report.

Upon motion of Senator Long, the bill is placed upon the Calendar for its second roll call reading.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Walton and Yow: S. B. 231, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Old Brunswick Town State Historic Site in Brunswick County.

Referred to Committee on Appropriations.

By Senators Walton and Yow: S. B. 232, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Fort Fisher, New Hanover County.

Referred to Committee on Appropriations.

By Senator Simmons: S. B. 233, a bill to require certain wholesale purchasers of eggs to furnish bonds to the Commissioner of Agriculture.

Referred to Committee on Agriculture.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 172, a bill to exempt certain persons from fishing license requirements in the inland waters of North Carolina, for concurrence in the House amendment.

Upon motion of Senator Yates, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 365, a bill to amend General Statutes 8-53.1 relating to communications between clergymen and communicants.

Referred to Committee on Judiciary No. 1.

H. B. 405, a bill to authorize the attorney general to designate not more than four assistant attorneys general as deputy attorneys general.

Referred to Committee on Judiciary No. 1.

H. B. 410, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Davidson County.

Referred to Committee on Judiciary No. 2.

H. B. 413, a bill relating to the procedure for changing the name of a person under sixteen years of age.

Referred to Committee on Judiciary No. 2.

H. B. 414, a bill to amend the procedure in the adjudication of small claims in the Superior Court of Forsyth County.

Referred to Committee on Judiciary No. 1.

H. B. 434, a bill to amend Chapter 43, Session Laws of 1943, relating to the election and term of office of the board of county commissioners of Caswell County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 472, a bill to amend Chapter 511, Session Laws of 1951, so as to change the procedure for municipal elections in the town of White Lake.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 404, a bill to authorize the county commissioners of Duplin County to call an election on the question of levying taxes for industrial development purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Propst, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

S. B. 219, a bill to amend Section 153-87 of the General Statutes, being a part of the County Finance Act, as amended, with reference to the issuance of school bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Propst, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

H. B. 293, a bill to extend the corporate limits of the town of Ayden in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Propst, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

S. B. 220, a bill authorizing the board of county commissioners of Person County to fix the compensation of appointive and elective county officials and employees of Person County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 221, a bill to amend S. B. 161, Session 1963, and to validate acts of the city council of the city of Lumberton in connection with new registration of voters.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 238, a bill to amend Chapter 728 of the Session Laws of the 1953 General Assembly, relating to the schedule of fees to be charged in the office of the register of deeds of McDowell County, and relating to fees to be charged by the Sheriff of McDowell County for service of summonses and subpoenas.

Passes its second and third readings and is ordered enrolled.

H. B. 389, a bill to provide for the election of the auditor of Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 390, a bill to amend Chapter 223 of the Public-Local and Private Laws of 1935 relating to the appointment of tax collector for Pender County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Yow, the Senate adjourns to meet in the city of Raleigh tomorrow morning at 9:30 o'clock.

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#### FIFTY-FIRST DAY

SENATE CHAMBER,  
Friday, April 5, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Senator Strong.

Senator Midgett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### ENROLLED BILLS

Senator Yates, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 453, a joint resolution of commendation and congratulation to the city of High Point on its selection as an "All-American City".

S. R. 225, a joint resolution honoring the memory of Malcolm C. Paul, distinguished jurist and former member of the State Senate from Beaufort County.

H. B. 137, an act to amend Chapter 20 of the General Statutes so as to raise the weight limits of property hauling vehicles whose operator is required to have a chauffeur's license from 20,000 pounds to 26,000 pounds.

H. B. 194, an act to amend Section 13 of Chapter 504 of the 1961 Session Laws of North Carolina so as to place the town of Dallas under most of the provisions of Article 3, Chapter 160, of the General Statutes of North Carolina.

H. B. 219, an act to repeal Chapter 211 of the Public Laws of 1941 relating to fees to be allowed counsel assigned to defendants in capital cases in Franklin County.

H. B. 326, an act to revise and consolidate the charter of the city of Washington.

H. B. 358, an act relating to the judge of the Vance County Recorder's Court.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 41, a bill to amend General Statutes 105-164.13 relating to exemptions and exclusions from retail sales and use tax, with a favorable report, as amended.

S. B. 138, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended, with a favorable report.

S. B. 139, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended, with a favorable report.

S. B. 140, a bill to amend General Statutes 119-23 to end diversion of highway use motor fuels inspection fees to general fund purposes, with a favorable report.

H. B. 114, a bill to amend General Statutes 105-164.14(b) relating to the time for filing retail sales and use tax refund requests, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yates, by request: S. B. 234, a bill to allow wildlife protectors to transfer membership in the Teachers' and State Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Retirement, Employment Security.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 214, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

H. B. 215, a bill establishing the compensation of the clerk of Superior Court of Henderson County as ex-officio law librarian of the Henderson County Law Library.

Referred to Committee on Salaries and Fees.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

Referred to Committee on Conservation and Development.

H. B. 45, a bill to amend General Statutes 45-42 to add assistant vice-president to the list of corporate officers who may satisfy and so mark of record mortgages and deeds in trust executed to a corporation.

Referred to Committee on Judiciary No. 1.

H. B. 307, a bill to authorize the board of education of the Burlington City Administrative School Unit to convey to city of Burlington a certain tract of land on Maple Avenue in said city.

Referred to Committee on Education.

H. B. 344, a bill to provide for the election of the members of the board of education of Chowan County according to candidates from the townships of said county.

Referred to Committee on Education.

H. B. 430, a bill relating to the nomination and election and terms of office of the members of the board of county commissioners of Person County.

Referred to Committee on Counties, Cities and Towns.

H. B. 438, a bill to amend Chapter 205 of the 1961 Session Laws, relating to the increase of the number of members of school committees to be appointed by the county board of education in certain counties, from five to nine.

Referred to Committee on Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 191, a bill to amend Chapter 343 of the Session Laws of 1961 so as to increase the salary of the clerk of the Superior Court and the register of deeds of Wilkes County, and to allow employment of additional deputy sheriffs.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 275, a bill relating to the fees of the register of deeds of Currituck County. Passes its second and third readings and is ordered enrolled.

H. B. 292, a bill to increase the amount of non-tax funds that may be appropriated by the town of Ayden for library and recreational purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 330, a bill to authorize the Halifax County Board of Education to transfer title of a water carrier truck to the Scotland Neck Fire Department.

Passes its second and third readings and is ordered enrolled.

H. B. 332, a bill to increase the salaries of certain officials of Jackson County. Passes its second and third readings and is ordered enrolled.

H. B. 345, a bill to authorize the board of county commissioners of Chowan County to reduce or increase salaries and fees not more than twenty per cent in any fiscal year nor more than twenty per cent in any fiscal year as compared with the preceding fiscal year.

Passes its second and third readings and is ordered enrolled.

H. B. 356, a bill to amend General Statutes 47-30 to exempt Mitchell County. Passes its second and third readings and is ordered enrolled.

H. B. 357, a bill to authorize the board of county commissioners of Swain County to fix fees charged by county officers and to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered enrolled.

H. B. 362, a bill relating to per diem and mileage of certain officers of Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 397, a bill to amend Chapter 1107 of the Session Laws of 1961 relating to the composition of the development commission of Madison County.

Passes its second and third readings and is ordered enrolled.

H. B. 403, a bill to increase the fee for board for the jailer in Graham County to 75 cents per person per meal.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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### FIFTY-SECOND DAY

SENATE CHAMBER,  
Saturday, April 6, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone, President pro tempore Ralph H. Scott presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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### FIFTY-THIRD DAY

SENATE CHAMBER,  
Monday, April 8, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. Charlie McAdams of Alamance County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to Mr. Claude Thorn of Surry County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to Judge W. J. Bundy of Pitt County.

Upon motion of Senator Story, the courtesies of the floor are extended to former Representative Claude Kennedy of Wilkes County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to Connor Vick of Wilson County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mr. and Mrs. Bert Hayes of Wayne County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Miss Susan Fox of Durham County and Miss Margo Ingram of Spartanburg, S. C.

Upon motion of Senator Jordan, Miss Mary Virginia Bruce of Wake County is made an honorary page of the Senate.

Upon motion of Senator Williams, Mike and Mark Winters, sons of Mrs. Gailya Winters of Wake County, are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to R. Hardy Tew, Mary Catherine Moser, Barbara L. Tew and Ruth Williams of Alamance County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. C. Avery Thomas, Sr., of Alamance County.

Upon motion of Senator Brantley, Jean Ellen Alford and Sara Olive Crandall of Polk County are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the Boy Scout Troop No. 41 of Alamance County, sponsored by the First Methodist Church of Graham, Paul Crissman, Eric Crissman, Tommy Waters, Jerry Barrow, David Bason, Mike Bowling, Charles Crissman, Stanly Gantt, Steve Jordan, Steve Martin, David Steele, Tommy Neilsen, Jeff Cheek, Doug Cheek, Johnny Wilson, Harold Edwards, Rickey Cox, James Aiken, Mark Crissman and Steve Graham, accompanied by C. A. Cates, Scoutmaster, J. F. Fricks, Assistant Scoutmaster, W. B. Graham, Assistant Scoutmaster and Dr. C. S. Crissman, Troop Committeemen.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the Senior High Fellowship Class from Hawfields Presbyterian Church, Neil Covington, Richmond Covington, Carolyn Holmes, Ann Doss, Pat Scott, Don Scott, Jimmy Albright, Ronnie Neese, Dot Dixon, Van Dixon, Van Roscoe, Linda Rowland, Sarah Spoon, Gloria McGhee, Ruth Holmes, Pete Devault, Theresa McGee and Carol Chambley, all of Alamance County.

Upon motion of Senator Jolly, Tammi Lynn King, Terri Miller King and James Kipling Stallings of Franklin County are made honorary pages of the Senate.

Upon motion of Senator Hatcher, S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact, is taken from the Committee on Highway Safety and re-referred to the Committee on Interstate and Federal Relations.

Upon motion of Senator Hatcher, S. B. 229, a bill to enact the Interstate Driver License Compact, is taken from the Committee on Highway Safety and re-referred to the Committee on Interstate and Federal Relations.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 191, a bill to amend Chapter 343 of the Session Laws of 1961 so as to increase the salary of the clerk of the Superior Court and the register of deeds of Wilkes County, and to allow employment of additional deputy sheriffs.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 195, a bill to amend Chapter 1184, Session Laws of 1949 so as to provide for a referendum upon the question of the election of the mayor and members of the City Council of Raleigh, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. R. 235, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties.

Referred to Committee on Highway Safety.

By Senator Johnson: S. B. 236, a bill to amend Article 2, Schedule B. Chapter 105, of the General Statutes of North Carolina to change the State license tax year to conform to the State fiscal year.

Referred to Committee on Finance.

By Senator Hollowell: S. B. 237, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Gaston County shall show thereon the source of the title.

Referred to Committee on Judiciary No. 1.

By Senator Humber: S. B. 238, a bill to amend General Statutes 152-1 so as to authorize the board of county commissioners of Pitt County to appoint an assistant coroner.

Referred to Committee on Counties, Cities and Towns.

By Senator Hamilton: S. B. 239, a bill authorizing the Carteret County Board of Education to sell certain property at private sale.

Referred to Committee on Education.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 323, a bill to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government.

Referred to Committee on Journal, Engrossing, Enrolling and Printing.

H. B. 482, a bill to increase the membership of the Robeson County Board of Education.

Referred to Committee on Education.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 219, a bill to amend Section 153-87 of the General Statutes, being a part of the County Finance Act, as amended, with reference to the issuance of school bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives, by special messenger.

H. B. 293, a bill to extend the corporate limits of the town of Ayden in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, April 11, 1963.

H. B. 260, a bill to amend General Statutes 143-131 relative to the letting of contracts on informal bids by counties, cities, towns and other subdivisions.

Passes its third reading and is ordered enrolled.

S. B. 41, a bill to amend General Statutes 105-164.13 relating to exemptions and exclusions from retail sales and use tax.

Upon motion of Senator Yow, action on the bill is postponed until Wednesday, April 10, 1963.

S. B. 117, a bill to clarify the negotiable instruments law relating to place of presentment.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 118, a bill to enable Trustees to obtain interest upon funds awaiting investment.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 139, a bill to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 138, a bill to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 140, a bill to amend General Statutes 119-23 to end diversion of highway use motor fuels inspection fees to General Fund purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 114, a bill to amend General Statutes 105-164.14(b) relating to the time for filing retail sales and use tax refund requests.

Passes its second and third readings and is ordered enrolled.

H. B. 399, a bill to amend General Statutes 161-6, relating to the appointment, powers, and duties of assistant and deputy registers of deeds.

Upon motion of Senator Walton, action on the bill is postponed until Tuesday, April 9, 1963.

H. R. 454, a joint resolution honoring the life and memory of J. Henry Vaughan. Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### FIFTY-FOURTH DAY

SENATE CHAMBER,

Tuesday, April 9, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Hollowell for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, the courtesies of the floor are extended to former Senator Pilston Godwin of Gates County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to the teachers and the students of the Smith School of Robeson County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to the teachers and the students of the South Fork School of Forsyth County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to the teachers and the students of the Herbert Spaugh Junior High School of Mecklenburg County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Mrs. C. W. Mayo, Jr., of Edgecombe County, daughter of Senator Scott of Alamance County, and his grandsons Scott Mayo, Bryan Mayo and C. W. Mayo, IV, are made honorary pages of the Senate.

Upon motion of Senator Saunders, H. B. 48, a bill to authorize the board of county commissioners of Randolph County to make appropriations for public library purposes in Randolph County, is taken from the Committee on Appropriations and placed upon today's Calendar.

Upon motion of Senator Humber, H. B. 402, a bill to authorize the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium, is taken from the Committee on Appropriations and re-referred to the Committee on Counties, Cities and Towns.

## ENROLLED BILLS

Senator Hollowell, for the Committee on Enrolled bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 454, a joint resolution honoring the life and memory of J. Henry Vaughan.

S. B. 145, an act to authorize an opinion election in the town of Louisburg on the question of the fluoridation of the town water supply.

S. B. 193, an act to authorize the chief of police of the town of Hamlet to reside outside the corporate limits of said town.

S. B. 200, an act to amend General Statutes 163-175 by making certain provisions thereof applicable to Franklin County.

H. B. 58, an act relating to the administration of estates, allowing the filing of final account six months from the date of first publication of notice to creditors.

H. B. 114, an act to amend General Statutes 105-164.14(b) relating to the time for filing retail sales and use tax refund requests.

H. B. 172, an act to exempt certain persons from fishing license requirements in the inland waters of North Carolina.

H. B. 238, an act to amend Chapter 728 of the Session Laws of the 1953 General Assembly, relating to the schedule of fees to be charged in the office of the register of deeds of McDowell County, and relating to fees to be charged by the sheriff of McDowell County for service of summonses and subpoenas.

H. B. 260, an act to amend General Statutes 143-131 relative to the letting of contracts on informal bids by counties, cities, towns and other subdivisions.

H. B. 275, an act relating to the fees of the register of deeds of Currituck County.

H. B. 292, an act to increase the amount of non-tax funds that may be appropriated by the town of Ayden for library and recreational purposes.

H. B. 293, an act to extend the corporate limits of the town of Ayden in Pitt County.

H. B. 330, an act to authorize the Halifax County Board of Education to transfer title of a water carrier truck to the Scotland Neck Fire Department.

H. B. 332, an act to increase the salaries of certain officials of Jackson County.

H. B. 345, an act to authorize the board of county commissioners of Chowan County to reduce or increase salaries and fees not more than twenty per cent in any fiscal year nor more than twenty per cent in any fiscal year as compared with the preceding fiscal year.

H. B. 347, an act to exempt Avery and Yadkin Counties from the Water Well Contractor's License Act.

H. B. 356, an act to amend General Statutes 47-30 to exempt Mitchell County.

H. B. 357, an act to authorize the board of county commissioners of Swain County to fix fees charged by county officers and to fix the number of salaried county employees and the compensation of county officials and employees.

H. B. 362, an act relating to per diem and mileage of certain officers of Orange County.

H. E. 397, an act to amend Chapter 1107 of the Session Laws of 1961 relating to the composition of the development commission of Madison County.

H. B. 389, an act to provide for the election of the auditor of Pender County.

H. B. 390, an act to amend Chapter 223 of the Public-Local and Private Laws of 1935 relating to the appointment of tax collector for Pender County.

H. B. 403, an act to increase the fee for board for the jailer in Graham County to 75 cents per person per meal.

H. B. 404, an act to authorize the county commissioners of Duplin County to call an election on the question of levying taxes for industrial development purposes.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 115, a bill to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said article applicable to forestry management, development, and improvement, with a favorable report, as amended.

H. B. 223, a bill to prohibit the taking of clams for commercial purposes in Brunswick County during certain months, with a favorable report.

H. B. 299, a bill to create the historic Hillsborough Commission for the purpose of the acquisition, restoration, and preservation of historic sites and buildings in the town of Hillsborough and its environs, with a favorable report.

H. B. 343, a bill to amend Chapter 1009 of the Session Laws of 1961 relating to the Edenton Historical Commission, with a favorable report.

H. B. 372, a bill to exempt Northampton County from General Statutes 113-247 relating to fishing on Sunday, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

H. B. 45, a bill to amend General Statutes 45-42 to add assistant vice-president to the list of corporate officers who may satisfy and so mark of record mortgages and deeds in trust executed to a corporation, with a favorable report.

H. B. 192, a bill to regulate the hunting of foxes with dogs in Brunswick County, with a favorable report, as amended.

H. B. 199, a bill to validate actions and proceedings of redevelopment commissions established under the Urban Redevelopment Law and of the governing bodies of incorporated cities and towns heretofore had and taken in the preparation, processing and approval of redevelopment plans, including public hearings thereon and the giving of notice thereof, with a favorable report.

S. B. 237, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Gaston County shall show thereon the source of the title, with a favorable report.

H. B. 365, a bill to amend General Statutes 8-53.1 relating to communications between clergymen and communicants, with a favorable report.

H. B. 401, a bill to amend General Statutes 161-4 relating to the bond required of registers of deeds, with a favorable report.

H. B. 414, a bill to amend the procedure in the adjudication of small claims in the Superior Court of Forsyth County, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

H. B. 339, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of three miles distance from the corporate limits of said town, with a favorable report.

H. B. 352, a bill to amend General Statutes 14-107 so as to place the crime of giving a worthless check of not more than twenty-five dollars within the jurisdiction of justices of the peace in Craven County, with a favorable report.

H. B. 366, a bill to amend General Statutes 9-19 relating to exemptions from jury duty, with a favorable report.

H. B. 400, a bill to validate registrations of instruments performed by deputy registers of deeds and clerks, with a favorable report.

H. B. 410, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Davidson County, with a favorable report.

H. B. 413, a bill relating to the procedure for changing the name of a person under sixteen years of age, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Belk, Aydlett, Bailey, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates and Yow: S. R. 240, a joint resolution honoring the memory of the late Lynn Nisbet and commending his humanitarian purpose and service in the cause of the American Cancer Society.

Upon motion of Senator Belk, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Propst: S. B. 241, a bill to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of the members of the Concord City Board of Education.

Upon motion of Senator Propst, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Propst: S. B. 242, a bill to amend Chapter 490 of the 1957 Session Laws relating to the corporate limits of the town of Mount Pleasant in Cabarrus County.

Referred to Committee on Counties, Cities and Towns.

By Senator Propst: S. B. 243, a bill to amend the charter of the city of Concord, Cabarrus County, North Carolina, by creating a civil service board.

Referred to Committee on Counties, Cities and Towns.

By Senator Propst: S. B. 244, a bill to amend General Statutes 20-23 to exempt certain out-of-State speeding convictions from driver license suspension or revocation action by the Commissioner of Motor Vehicles.

Referred to Committee on Public Roads.

By Senator Propst: S. B. 245, a bill to exempt persons sixty-five (65) years of age and over from fishing license requirements.

Referred to Committee on Conservation and Development.

By Senator Propst: S. B. 246, a bill relating to the investment of funds by the board of cemetery commissioners for the city of Concord.

Referred to Committee on Counties, Cities and Towns.

By Senator Whitley: S. B. 247, a bill to appropriate \$570,000 to the Consolidated University of North Carolina for the completion of the Poultry and Animal Disease Research Center at North Carolina State College in Raleigh, North Carolina.

Referred to Committee on Agriculture.

By Senators Brantley and Yates: S. B. 248, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Transylvania County.

Referred to Committee on Judiciary No. 2.

By Senator Shelton: S. B. 249, a bill to amend Chapter 863 of the Session Laws of 1961 relating to the taking of game from public highways in Edgecombe County

Referred to Committee on Counties, Cities and Towns.

By Senator Horton: S. R. 250, a joint resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. Herbert C. Henley, Sr., of Chatham County, as North Carolina's Mother of the Year, and commending her to the American Mothers' Committee, Incorporated, for their nomination as American Mother for the Year.

Upon motion of Senator Horton, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Mills: S. B. 251, a bill to alternate the terms of the members of the board of commissioners of the town of Wadesboro.

Upon motion of Senator Mills, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 62, a bill to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title.

Referred to Committee on Public Roads.

H. B. 406, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from certain streets and highways in Craven County.

Referred to Committee on Conservation and Development.

H. R. 484, a joint resolution expressing appreciation to the Honorables Robert E. Calder and Cicero P. Yow, Representative and Senator, respectively, of New Hanover County, and to the city officials of the city of Wilmington and the county officials of the county of New Hanover; and publicity media for the hospitality shown the members of the General Assembly on April 4, 1963.

Upon motion of Senator MacLean, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 48, a bill to authorize the board of county commissioners of Randolph County to make appropriations for public library purposes in Randolph County.

Passes its second and third readings and is ordered enrolled.

S. B. 195, a bill to amend Chapter 1184, Session Laws of 1949 so as to provide for a referendum upon the question of the election of the mayor and members of the city council of the city of Raleigh.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 324, a bill to prescribe the range of compensation for the deputy clerk of Superior Court and the deputy register of deeds of Alexander County.

Passes its second and third readings and is ordered enrolled.

S. B. 95, a bill to permit children to recover for torts committed against them by their parents.

The amendment offered by the Committee is adopted.

The bill, as amended, fails to pass its second reading.

H. B. 399, a bill to amend General Statutes 161-6, relating to the appointment, powers, and duties of assistant and deputy registers of deeds.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of Lynn Nisbet, newsman of Wake County, to meet tomorrow at 12 M.

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#### FIFTY-FIFTH DAY

SENATE CHAMBER,  
Wednesday, April 10, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with.

Upon motion of Senator Midgett, H. B. 406, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from certain streets and highways in Craven County, is taken from the Committee on Conservation and Development and re-referred to the Committee on Wildlife.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 484, a joint resolution expressing appreciation to the Honorables Robert E. Calder and Cicero P. Yow, Representative and Senator, respectively, of New Hanover County, and to the city officials of the city of Wilmington and the county officials of the county of New Hanover; and publicity media for the hospitality shown the members of the General Assembly on April 4, 1963.

S. R. 250, a joint resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. Herbert C. Henly, Sr., of Chatham County, as North Carolina's Mother of the Year, and commending her to the American Mothers' Committee, Incorporated, for their nomination as American Mother for the Year.

S. B. 241, an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of the members of the Concord City Board of Education.

H. B. 48, an act to authorize the board of county commissioners of Randolph County to make appropriations for public library purposes in Randolph County.

H. B. 324, an act to prescribe the range of compensation for the deputy clerk of Superior Court and the deputy register of deeds of Alexander County.

H. B. 399, an act to amend General Statutes 161-6, relating to the appointment, powers, and duties of assistant and deputy registers of deeds.

S. B. 219, an act to amend Section 153-87 of the General Statutes, being a part of the County Finance Act, as amended, with reference to the issuance of school bonds.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 238, a bill to amend General Statutes 152-1 so as to authorize the board of county commissioners of Pitt County to appoint an assistant coroner, with a favorable report.

S. B. 242, a bill to amend Chapter 490 of the 1957 Session Laws relating to the corporate limits of the town of Mount Pleasant in Cabarrus County, with a favorable report.

S. B. 243, a bill to amend the charter of the city of Concord, Cabarrus County, North Carolina, by creating a civil service board, with a favorable report.



S. B. 246, a bill relating to the investment of funds by the board of cemetery commissioners for the city of Concord, with a favorable report.

S. B. 249, a bill to amend Chapter 863 of the Session Laws of 1961 relating to the taking of game from public highways in Edgecombe County, with a favorable report.

H. B. 214, a bill to appoint a member of the board of water commissioners of the city of Hendersonville, with a favorable report.

H. B. 402, a bill to authorize the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium, with a favorable report.

H. B. 407, a bill to provide for the election of a mayor and five commissioners of the town of Windsor and to validate the actions of said commissioners heretofore taken in the performance of their duties and for other purposes, with a favorable report.

H. B. 430, a bill relating to the nomination and election and terms of office of the members of the board of county commissioners of Person County, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Journal, Engrossing, Enrolling and Printing:

H. B. 323, a bill to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government, with a favorable report.

By Senator Belk, for the Committee on Public Roads:

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Morgan of Cleveland, the bill is re-referred to the Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 252, a bill to prohibit the procurement of academic credit through fraudulent use of work other than that of the student.

Referred to Committee on Higher Education.

By Senators Hatcher, Mills, Story and Kirby: S. B. 253, a bill to provide for the suspension of operator's and chauffeur's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and twenty (20) years.

Referred to Committee on Highway Safety.

By Senator Hanes: S. B. 254, a bill to enable municipalities to collect domestic and commercial refuse and street rubbish in trailers.

Referred to Committee on Public Roads.

By Senator Hanes: S. B. 255, a bill to authorize the city of Winston-Salem to provide for auxiliary policemen and auxiliary firemen upon the conditions and limitations specified herein, and for other purposes.

Referred to Committee on Local Government.

By Senator Shelton: S. B. 256, a bill to provide facilities needed to carry out the Swine Breeding Research Program at North Carolina State College in Raleigh, North Carolina, and to appropriate one hundred-twelve thousand and five hundred dollars for such purpose.

Referred to Committee on Agriculture.

By Senator Strong: S. B. 257, a bill to authorize the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point.

Upon motion of Senator Strong, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Strong: S. B. 258, a bill to amend Chapter 90 of the General Statutes so as to exempt physicians, surgeons, nurses and other persons from civil liability for emergency care or treatment rendered to injured persons at scene of motor vehicle accident or other emergency.

Referred to Committee on Judiciary No. 1.

By Senator Snow, by request: S. B. 259, a bill to appropriate \$35,000.00 to the North Carolina Civil Air Patrol to be used for the construction of a State headquarters building.

Referred to Committee on Appropriations.

By Senator Crew: S. B. 260, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

Referred to Committee on Finance.

By Senator Forsyth: S. B. 261, a bill to revoke the authority of public utilities to put suspended rates into effect without the approval of the Utilities Commission, and to require reestablishment of rates which were in effect before suspended rates, under bond, were made effective by public utilities.

Referred to Committee on Public Utilities.

By Senators Gurganus, Clark, Jolly, Johnston, Hatcher, Whitley, Yates, Jordan, Long, Harrington, James, Midgett, Bailey, Simmons, Walton, Story, Mills, Williams, Brantley, Hamilton and Aydlett: S. B. 262, a bill to authorize the issuance of \$100,000,000.00 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State.

Referred to Committee on Finance.

By Senator White, by request: S. B. 263, a bill to authorize the city of Kinston to hold a referendum with respect to urban redevelopment projects.

Referred to Committee on Judiciary No. 1.

By Senators Humber, Yates, Meares, Crew, Jolly, Jordan, Scott, Aydlett, Hatcher, Bailey, Snow, Harrington, Gurganus, Kirby, Johnson, Clark, Saunders, Hollowell, MacLean, Long, Brantley, James, Midgett, Williams, Simmons, Morgan of Harnett, Story, Johnston, Hamilton and Strong: S. B. 264, a bill to encourage attendance in institutions of higher learning by providing a scholar incentive program for residents of North Carolina.

Referred to Committee on Higher Education.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

Referred to Committee on Judiciary No. 1.

H. R. 493, a joint resolution honoring the memory of the late Lynn Nisbet and commending his humanitarian purpose and service in the cause of the American Cancer Society.

Referred to Committee on Rules.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 237, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Gaston County shall show thereon the course of the title.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 192, a bill to regulate the hunting of foxes with dogs in Brunswick County. The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 223, a bill to prohibit the taking of clams for commercial purposes in Brunswick County during certain months.

Passes its second and third readings and is ordered enrolled.

H. B. 339, a bill to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of three miles distance from the corporate limits of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 352, a bill to amend General Statutes 14-107 so as to place the crime of giving a worthless check of not more than twenty-five dollars within the jurisdiction of justices of the peace in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 372, a bill to exempt Northampton County from General Statutes 113-247 relating to fishing on Sunday.

Passes its second and third readings and is ordered enrolled.

H. B. 410, a bill to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 414, a bill to amend the procedure in the adjudication of small claims in the Superior Court of Forsyth County.

Passes its second and third readings and is ordered enrolled.

S. B. 41, a bill to amend General Statutes 105-164. 13 relating to exemptions and exclusions from retail sales and use tax.

The amendment offered by the Committee is adopted.

The bill, as amended, fails to pass its second reading.

H. B. 45, a bill to amend General Statutes 45-42 to add assistant vice-president to the list of corporate officers who may satisfy and so mark of record mortgages and deeds in trust executed to a corporation.

Passes its second and third readings and is ordered enrolled.

H. B. 115, a bill to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said article applicable to forestry management, development, and improvement.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 199, a bill to validate actions and proceedings of Redevelopment Commissions established under the Urban Redevelopment Law and of the governing bodies of incorporated cities and towns heretofore had and taken in the preparation, processing and approval of redevelopment plans, including public hearings thereon and the giving of notice thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 299, a bill to create the historic Hillsborough Commission for the purpose of the acquisition, restoration, and preservation of historic sites and buildings in the town of Hillsborough and its environs.

Passes its second and third readings and is ordered enrolled.

H. B. 343, a bill to amend Chapter 1009 of the Session Laws of 1961 relating to the Edenton Historical Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 365, a bill to amend General Statutes 8-53.1 relating to communications between clergymen and communicants.

Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to amend General Statutes 9-19 relating to exemptions from jury duty.

Passes its second and third readings and is ordered enrolled.

H. B. 400, a bill to validate registrations of instruments performed by deputy registers of deeds and clerks.

Passes its second and third readings and is ordered enrolled.

H. B. 401, a bill to amend General Statutes 161-4 relating to the bond required of registers of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 413, a bill relating to the procedure for changing the name of a person under sixteen years of age.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### FIFTY-SIXTH DAY

SENATE CHAMBER,  
Thursday, April 11, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, Dennis Lynn Richards of Wake County is made an honorary page of the Senate.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Mrs. Jimmy Johnson, wife of Senator Johnson of Iredell County, and their two daughters Mary Johnson and Ann Johnson are made honorary pages of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to Miss Gloria Harrington and to the Cub Scouts of Harnett County.

Upon motion of Senators Garriss and James, the courtesies of the galleries are extended to the teachers and the students of the Hasty Elementary School of Davidson County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the Girl Scout Troop and their Den Mothers from Durham County.

Upon motion of Senator Seay, the courtesies of the galleries are extended to Mrs. C. V. Roberts, Mrs. Joe Roberts, C. V. Roberts, Joey Roberts and Susie Roberts of Rowan County.

Upon motion of Senator White, the courtesies of the floor are extended to former Representative Charles B. Aycock of Lenoir County.

Upon motion of Senator Johnston, the courtesies of the floor are extended to former Representative R. Floyd Crouse of Ashe County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to M. D. Whisnant, D. C. Black, A. R. Henderson, J. A. Kirk, E. H. Cook, R. B. Street, B. C. Fincher and W. G. Lowry, all of Mecklenburg County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Clayton High School of Johnston County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Harold Penny, Chris Johnson, Willie Clifton and Mallie Liles of Johnston County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. Grover Langdon and Mrs. Russell Lassiter of Johnston County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to former Representative G. Willie Lee of Johnston County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to W. E. Timberlake of Robeson County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 240, a joint resolution honoring the memory of the late Lynn Nisbet and commending his humanitarian purpose and service in the cause of the American Cancer Society.

H. B. 45, an act to amend General Statutes 45-42 to add assistant vice-president to the list of corporate officers who may satisfy and so mark of record mortgages and deeds in trust executed to a corporation.

H. B. 199, an act to validate actions and proceedings of redevelopment commissions established under the urban redevelopment law and of the governing bodies of incorporated cities and towns heretofore had and taken in the preparation, processing and approval of redevelopment plans, including public hearings thereon and the giving of notice thereof.

H. B. 223, an act to prohibit the taking of clams for commercial purposes in Brunswick County during certain months.

H. B. 299, an act to create the Historic Hillsborough Commission for the purpose of the acquisition, restoration, and preservation of historic sites and buildings in the town of Hillsborough and its environs.

H. B. 339, an act to authorize policemen and other law enforcement officers of the town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of three miles distance from the corporate limits of said town.

H. B. 343, an act to amend Chapter 1009 of the Session Laws of 1961 relating to the Edenton Historical Commission.

H. B. 352, an act to amend General Statutes 14-107 so as to place the crime of giving a worthless check of not more than twenty-five dollars within the jurisdiction of justices of the peace in Craven County.

H. B. 365, an act to amend General Statutes 8-53.1 relating to communications between clergymen and communicants.

H. B. 366, an act to amend General Statutes 9-19 relating to exemptions from jury duty.

H. B. 372, an act to exempt Northampton County from General Statutes 113-247 relating to fishing on Sunday.

H. B. 400, an act to validate registrations of instruments performed by deputy registers of deeds and clerks.

H. B. 401, an act to amend General Statutes 161-4 relating to the bond required of registers of deeds.

H. B. 410, an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Davidson County.

H. B. 413, an act relating to the procedure for changing the name of a person under sixteen years of age.

H. B. 414, an act to amend the procedure in the adjudication of small claims in the Superior Court of Forsyth County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

S. B. 46, a bill to amend Article III and Article IX of the Constitution of North Carolina for the purpose of making the status of the State Superintendent of Public Instruction that of an employee of the State Board of Education and to require the State Superintendent of Public Instruction to be selected and employed by the State Board of Education on the basis of professional qualifications pertaining to the position, with an unfavorable report.

S. B. 203, a bill to amend Article IX, Section 8, of the Constitution of North Carolina, relating to the establishment of the State Board of Education, with an unfavorable report.

S. B. 239, a bill authorizing the Carteret County board of Education to sell certain property at private sale, with a favorable report.

H. B. 307, a bill to authorize the board of education of the Burlington City Administrative School unit to convey to city of Burlington a certain tract of land on Maple Avenue in said city, with a favorable report.

H. B. 334, a bill relating to the school committee for certain districts in Jackson County, with a favorable report.

H. B. 344, a bill to provide for the election of the members of the board of education of Chowan County according to candidates from the townships of said county, with a favorable report.

H. B. 350, a bill to amend Chapter 441 of the Public-Local Laws of 1939 by striking Section 4 thereof relating to the membership of the board of education of the Burlington City Administrative School unit, with a favorable report.

H. B. 387, a bill authorizing the city of Rocky Mount to convey certain real estate to the trustees of the Rocky Mount Administrative unit of the public school system, with a favorable report.

H. B. 438, a bill to amend Chapter 205 of the 1961 Session Laws, relating to the increase of the number of members of school committees to be appointed by the county board of education in certain counties, from five to nine, with a favorable report.

H. B. 482, a bill to increase the membership of the Robeson County Board of Education, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

H. B. 434, a bill to amend Chapter 43, Session Laws of 1943, relating to the election and term of office of the board of county commissioners of Caswell County, with a favorable report.

Upon motion of Senator Williams, the rules are suspended and the bill is placed upon today's Calendar.

S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

S. B. 92, a bill to amend General Statutes 108-21 of Article 3 of Chapter 108 of the General Statutes relating to eligibility for old-age assistance, with a favorable report.

H. B. 157, a bill amending General Statutes 108-11 relating to county boards of public welfare, with a favorable report.

H. B. 158, a bill to amend General Statutes 108-38 relating to county administrative expenses for public assistance purposes, with a favorable report.

S. B. 89, a bill amending General Statutes 108-1 relating to the per diem of members of the State Board of Public Welfare, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

H. B. 136, a bill to amend Chapter 169, Session Laws of 1959, relating to hunting in Gates County, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

By Senator Garriss, by request: S. B. 265, a bill to revise certain sections of the Vital Statistics Laws of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senators Jordan, Yates and Yow: S. B. 266, a bill to authorize the Utilities Commission to regulate the payments by public utilities to special or preferred customers and to prohibit the approval of preferred rates within the same classification.

Referred to Committee on Judiciary No. 1.

By Senators Morgan of Harnett, Whitley and Jolly: S. B. 267, a bill to change the interest and discount rate charged by an agricultural credit corporation of association from eight per centum (8%) per annum to six per centum (6%) per annum.

Referred to Committee on Judiciary No. 1.

By Senator Currie: S. B. 268, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Duke University to close a part of Elf Street for private purposes.

Referred to Committee on Judiciary No. 2.

By Senator Seay, by request: S. B. 269, a bill to correct and establish the corporate limits of the town of Faith in Rowan County, North Carolina.

Referred to Committee on Local Government.

By Senator Forsyth: S. B. 270, a bill to amend General Statutes 36-28 to permit a trustee to buy or sell trust property to itself where the instrument creating the trust specifically authorizes such transaction.

Referred to Committee on Judiciary No. 1.

By Senators James, Brantley, White, Belk, Garriss, Strong, Clark, Johnston, Hollowell, Kirby, MacLean, Morgan of Harnett, Simmons, Walton and Mills: S. B. 271, a bill to amend Chapter 131 of the General Statutes relating to student loans administered by the Medical Care Commission to delete the requirement that students of nursing agree to practice in a rural area of the State.

Referred to Committee on Public Health.

By Senator Martin: S. B. 272, a bill to remove Northampton County from the provisions of General Statutes 14-346.1 relating to the sale of bay rum.

Referred to Committee on Judiciary No. 1.

By Senators Hatcher and Belk: S. B. 273, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

Referred to Committee on Highway Safety.

By Senator Long: S. B. 274, a bill to amend Chapter 102 of the General Statutes of North Carolina in regard to removing restrictions on the registration of land maps and land conveyances containing points in boundaries defined by coordinates of the North Carolina coordinate system.

Referred to Committee on Judiciary No. 2.

By Senator Long: S. B. 275, a bill to amend Section 8-19 of the General Statutes of North Carolina pertaining to the survey and registration of a plat of contiguous boundaries of land.

Referred to Committee on Judiciary No. 2.



By Senators Strong and Story: S. B. 276, a bill to amend General Statutes 163-50 relating to the oath required for change of party affiliation.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Strong and Story: S. B. 277, a bill to exempt from income taxation retirement annuity payments received by retired Federal Civil Service employees.

Referred to Committee on Finance.

By Senator Morgan of Cleveland: S. B. 278, a bill to rewrite Chapter 550 of the Session Laws of 1959, relating to the election and terms of office of the members of the Shelby City Board of Education.

Referred to Committee on Local Government.

By Senator Strong: S. R. 279, a joint resolution commending and expressing appreciation for the contributions and services rendered by the Greensboro Historical Museum.

Referred to Committee on Conservation and Development.

By Senators Strong and Story: S. B. 280, a bill to allocate to the several counties of the State fifteen (15) per cent of the total net sales and use tax collections to be used for the purchase, construction, improvement, renovation and maintenance of public school plant facilities on the local and county level.

Referred to Committee on Finance.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 178, a bill abolishing trials by jury in the Recorder's Court of Granville County and providing for transfers to the Superior Court upon demand for jury trial.

Referred to Committee on Judiciary No. 1.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Referred to Committee on Wildlife.

H. B. 435, a bill to amend Chapter 45 of the Session Laws of 1961 relating to elections in the town of Kenly.

Referred to Committee on Local Government.

H. B. 437, a bill relating to the netting of suckers and forage fish in Haw River, Deep River, Cape Fear River and Rocky River, in Lee and Chatham Counties.

Referred to Committee on Wildlife.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 242, a bill to amend Chapter 490 of the 1957 Session Laws relating to the corporate limits of the town of Mount Pleasant in Cabarrus County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—47.

H. B. 407, a bill to provide for the election of a mayor and five commissioners of the town of Windsor and to validate the actions of said commissioners heretofore taken in the performance of their duties and for other purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—47.

S. B. 238, a bill to amend General Statutes 152-1 so as to authorize the board of county commissioners of Pitt County to appoint an assistant coroner.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 243, a bill to amend the charter of the city of Concord, Cabarrus County North Carolina, by creating a civil service board.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 246, a bill relating to the investment of funds by the board of cemetery commissioners for the city of Concord.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 249, a bill to amend Chapter 863 of the Session Laws of 1961 relating to the taking of game from public highways in Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 434, a bill to amend Chapter 43, Session Laws of 1943, relating to the election and term of office of the board of county commissioners of Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 214, a bill to appoint a member of the board of water commissioners of the city of Hendersonville.

Passes its second and third readings and is ordered enrolled.

H. B. 402, a bill to authorize the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium.

Passes its second and third readings and is ordered enrolled.

H. B. 430, a bill relating to the nomination and election and terms of office of the members of the board of county commissioners of Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 84, a bill to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a historic site advisory committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites.

The bill passes its third reading and is ordered enrolled.

H. B. 323, a bill to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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### FIFTY-SEVENTH DAY

SENATE CHAMBER,  
Friday, April 12, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Clark, S. B. 262, a bill to authorize the issuance of \$100,000,000.00 in bonds of the State to provide funds for public school facilities in the counties and State subject to a vote of the people of the State, is taken from the Committee on Finance and re-referred to the Committee on Education.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 220, an act authorizing the board of county commissioners of Person County to fix the compensation of appointive and elective county officials and employees of Person County.

S. B. 257, an act to authorize the city of High Point to appropriate and expend funds for advertising and promoting the city of High Point.

H. B. 84, an act to amend Chapter 121 of the General Statutes as to the purchase of historic properties, to establish a Historic Sites Advisory Committee and to amend Chapter 143 of the General Statutes as to the appropriation of funds for historic sites.

H. B. 192, an act to regulate the hunting of foxes with dogs in Brunswick County.

H. B. 214, an act to appoint a member of the board of water commissioners of the city of Hendersonville.

H. B. 323, an act to authorize the General Assembly to provide for the duplication and distribution of enrolled and ratified laws and joint resolutions for the use and benefit of the General Assembly and certain departments and agencies of State Government.

H. B. 402, an act to authorize the board of county commissioners of Pitt County to appropriate and make available to East Carolina College the sum of ten thousand dollars (\$10,000.00) to assist in the construction of the new James S. Ficklen Stadium.

H. B. 430, an act relating to the nomination and election and terms of office of the members of the board of county commissioners of Person County.

H. B. 434, an act to amend Chapter 43, Session Laws of 1943, relating to the election and term of office of the board of county commissioners of Caswell County.

S. R. 199, a joint resolution petitioning the Congress of the United States to defeat and reject the extreme and harmful changes in timber taxation proposed by the Secretary of the Treasury.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 66, a bill to exempt from the sales tax sales of patent medicines and drugs, with an unfavorable report.

S. B. 212, a bill to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment, with a favorable report.

Upon motion of Senator Johnson, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 213, a bill to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment, with a favorable report.

Upon motion of Senator Johnson, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 195, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization, with a favorable report.

Upon motion of Senator Johnson, the bill is placed upon today's Calendar.

H. B. 210, a bill to provide for the listing of dogs and a kennel tax in Duplin County, with a favorable report.

H. B. 346, a bill to amend Chapter 955, Session Laws of 1953, to increase the appropriation of funds to provide a program of education as to the dangers of alcoholic beverages and other emotional disorders in Cumberland County, with a favorable report.

S. B. 236, a bill to amend Article 2, Schedule B, Chapter 105, of the General Statutes of North Carolina to change the State license tax year to conform to the State fiscal year, with a favorable report.

H. B. 380, a bill to repeal Chapter 99 of the Session Laws of 1951 concerning the disposition of delinquent tax collections in Washington County, with a favorable report.

By Senator Propst, for the Committee on Local Government:

S. B. 214, a bill to amend the charter of the city of Goldsboro, North Carolina, as revised, reorganized and amended by Chapter 447 of the Session Laws of 1961, with a favorable report.

S. B. 218, a bill to fix the compensation of the members of the board of county commissioners of Person County, with a favorable report.

S. B. 255, a bill to authorize the city of Winston-Salem to provide for auxiliary policemen and auxiliary firemen upon the conditions and limitations specified herein, and for other purposes, with a favorable report.

S. B. 269, a bill to correct and establish the corporate limits of the town of Faith in Rowan County, North Carolina, with a favorable report.

S. B. 278, a bill to rewrite Chapter 550 of the Session Laws of 1959, relating to the election and terms of office of the members of the Shelby City Board of Education, with a favorable report.

H. B. 240, a bill to fix the terms of the chairman and members of the board of commissioners of Yancey County and to provide for terms of successors to such offices, with a favorable report.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, with a favorable report.

H. B. 342, a bill to amend Chapter 1013 of the Session Laws of 1961 relating to the charter of the town of Edenton and the conduct of elections in said town, with a favorable report.

H. B. 355, a bill to extend the authority of police officers of the town of Spruce Pine in Mitchell County for a distance of one mile beyond the corporate limits, with a favorable report.

H. B. 393, a bill to amend General Statutes 47-30, General Statutes 47-32 and General Statutes 47-32.2 relating to land maps to be registered, so as to make the said sections applicable to Bladen County, with a favorable report.

H. B. 435, a bill to amend Chapter 45 of the Session Laws of 1961 relating to elections in the town of Kenly, with a favorable report.

Upon motion of Senator Whitley, the rules are suspended and the bill is placed upon today's Calendar.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator Morgan of Harnett, the bill is re-referred to the Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Williams, Yow, Jolly, Hatcher, Morgan of Harnett and Walton:  
S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift.

Referred to Committee on Judiciary No. 1.

By Senators Simmons, Shelton, Seay, Mills, Meares, James, Whitley, Bailey, Jones, Hatcher, Brantley, MacLean, Clark, Long, Harrington, Hanes, Belk and Gurganus: S. R. 282, a Senate resolution urging the President of the University of North Carolina and the Chancellor of North Carolina State College to give serious consideration to the reinstatement of the annual Dixie Classic Basketball Tournament.

Referred to Committee on Judiciary No. 1.

By Senator Meares: S. B. 283, a bill to amend Chapter 327 of the Session Laws of 1961 relating to the method of nomination and selection of the members of the board of education of Columbus County.

Referred to Committee on Education.

By Senators Story and Strong: S. B. 284, a bill to amend Article 1 of the Constitution of North Carolina so as to provide for the right of petition by the people of the State to call for a referendum vote on any question involving the welfare or government of the people.

Referred to Committee on Constitution.

By Senator Martin: S. B. 285, a bill to establish a separate office of tax collector in Northampton County.

Referred to Committee on Local Government.

By Senator Garriss, by request: S. B. 286, a bill to authorize the board of county commissioners to determine the divisions for keeping tax records.

Referred to Committee on Finance.

By Senator Garriss: S. B. 287, a bill to authorize the board of commissioners of the town of Candor to sell growing timber and certain real estate at private sale or upon sealed bids.

Referred to Committee on Local Government.

By Senators Strong and Story: S. B. 288, a bill to amend Chapter 20 of the General Statutes of North Carolina so as to authorize the officers and patrolmen of the State Highway Patrol, municipal police and county sheriff department to issue "Warning Repair Orders" to owners or operators of motor vehicles having defective, inadequate, or improper safety equipment.

Referred to Committee on Highway Safety.

By Senators Strong and Story: S. R. 289, a joint resolution requesting the Southern Association of Colleges and schools to cease using the discriminatory term "Approved" in reference to Negro high schools in North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator Currie: S. B. 290, a bill extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county.

Referred to Committee on Education.

By Senators White, Yates, MacLean, Morgan of Cleveland, Hatcher, Williams, Morgan of Harnett, Forsyth, Humber, Stikeleather, Garriss, Mills, Gurganus, Scott, Yow, Clark, Johnston, Jones, Walton, Jolly, Bailey, Horton, Hanes, Strong, Hollowell, Propst, Aydlett, Seay, Currie, Jordan, Shelton, Martin, Story, Brantley, Meares, Warren, Whitley, Midgett, Long, Harrington, Johnson and Simmons: S. B. 291, a bill to create the Commission on the Dedication of the State Legislative Building.

Referred to Committee on Rules.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 186, a bill to fix the salaries of the clerk of the Superior Court, sheriff and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

Referred to Committee on Local Government.

H. B. 308, a bill relating to the disposition of dog taxes collected in Wake County.  
Referred to Committee on Local Government.

H. B. 376, a bill to prohibit the use of rifles in deer hunting in Hoke County.  
Referred to Committee on Wildlife.

H. B. 469, a bill to promote safety on the highways of Hertford County by prohibiting the discharge of rifles having a bore larger than .22 caliber, or any center fire rifle on the right-of-way of public roads in said county.  
Referred to Committee on Highway Safety.

H. B. 473, a bill to repeal Chapter 198 of the Session Laws of 1957 relating to fishing in certain creeks in Warren County.  
Referred to Committee on Wildlife.

H. B. 480, a bill fixing fees to be charged and collected by the register of deeds of Randolph County.  
Referred to Committee on Local Government.

H. B. 491, a bill relating to the adoption of a standard form of agricultural lien and fixing the fees for recording same in Beaufort County.  
Referred to Committee on Local Government.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 242, a bill to amend Chapter 490 of the 1957 Session Laws relating to the corporate limits of the town of Mount Pleasant in Cabarrus County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

H. B. 407, a bill to provide for the election of a mayor and five commissioners of the town of Windsor and to validate the actions of said commissioners heretofore taken in the performance of their duties and for other purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Jordan, Long, Mac-

Lean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 195, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 239, a bill authorizing the Carteret County Board of Education to sell certain property at private sale.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 136, a bill to amend Chapter 169, Session Laws of 1959, relating to hunting in Gates County.

Passes its second and third readings and is ordered enrolled.

H. B. 307, a bill to authorize the board of education of the Burlington City Administrative School Unit to convey to city of Burlington a certain tract of land on Maple Avenue in said city.

Passes its second and third readings and is ordered enrolled.

H. B. 334, a bill relating to the school committee for certain districts in Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 344, a bill to provide for the election of the members of the board of education of Chowan County according to candidates from the townships of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 350, a bill to amend Chapter 441 of the Public-Local Laws of 1939 by striking Section 4 thereof relating to the membership of the board of education of the Burlington City Administrative School Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 387, a bill authorizing the city of Rocky Mount to convey certain real estate to the trustees of the Rocky Mount Administrative Unit of the public school system.

Passes its second and third readings and is ordered enrolled.

H. B. 438, a bill to amend Chapter 205 of the 1961 Session Laws, relating to the increase of the number of members of school committees to be appointed by the county board of education in certain counties, from five to nine, applicable to Orange County.

Passes its second and third readings and is ordered enrolled.



H. B. 435, a bill to amend Chapter 45 of the Session Laws of 1961 relating to elections in the town of Kenly.

Passes its second and third readings and is ordered enrolled.

H. B. 482, a bill to increase the membership of the Robeson County Board of Education.

Passes its second and third readings and is ordered enrolled.

S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 89, a bill amending General Statutes 108-1 relating to the per diem of members of the State Board of Public Welfare.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 92, a bill to amend General Statutes 108-21 of Article 3 of Chapter 108 of the General Statutes relating to eligibility for old-age assistance.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 157, a bill amending General Statutes 108-11 relating to county boards of public welfare.

Upon motion of Senator Forsyth, action of the bill is postponed until Tuesday, April 16, 1963.

H. B. 158, a bill to amend General Statutes 108-38 relating to county administrative expenses for public assistance purposes.

Senator Propst offers an amendment, which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of the two North Carolina boys, Robert Butch Gosnell of Raleigh, N. C., and James Alton Musselwhite of Fayetteville, N. C., and the other 127 men who died on the Submarine Thresher which was sunk Wednesday, April 10, 1963, to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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#### FIFTY-EIGHTH DAY

SENATE CHAMBER,  
Saturday, April 13, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Hatcher to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

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### FIFTY-NINTH DAY

SENATE CHAMBER,  
Monday, April 15, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Anne Dunn, Mr. and Mrs. B. A. McPherson, Mr. and Mrs. Tyree Lindley of Alamance County, and Earleen Longest and Bill Uzzell are made honorary pages of the Senate.

Upon motion of Senator Jolly, Jimmy Moss, Billy Moss and David Moss of Franklin County are made honorary pages of the Senate.

Upon motion of Senator Belk, Allen J. Faircloth, Jr. and Hope Elizabeth Faircloth are made honorary pages of the Senate.

Upon motion of Senator Williams, the courtesies of the galleries are extended to Wayland McKinzie of Stanly County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to Ivan Bissett of Pitt County.

Upon motion of Senator Yow, the courtesies of the galleries are extended to Miss Ellen Whitaker, niece of Senator White of Lenoir County.

Upon motion of Senator Humber, the courtesies of the floor are extended to former Senator Dr. Paul Jones of Pitt County.

Upon motion of Senator Walton, the courtesies of the galleries are extended to Mrs. Margaret Harper of Brunswick County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mr. and Mrs. Michael Leatherwood of Haywood County.

Upon motion of Senator Garriss, S. B. 286, a bill to authorize the board of county commissioners to determine the divisions for keeping tax records, is taken from the Committee on Finance and re-referred to the Committee on Judiciary No. 2.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Humber, for the Committee on Higher Education:

S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Humber, the bill is placed upon today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. R. 292, a joint resolution honoring Mr. James T. Moss of Franklin County for his meritorious service to the State of North Carolina.

Upon motion of Senator Jolly, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hatcher: S. B. 293, a bill to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the Fire Department of the Town of Morganton.

Referred to Committee on Counties, Cities and Towns.

By Senator Walton: S. B. 294, a bill to amend General Statutes 105-163.11 so as to make the time for filing State income tax returns of commercial fishermen the same as that now provided for filing Federal income tax returns.

Referred to Committee on Finance.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 235, a bill relating to the exercise of the power of eminent domain in connection with small watershed programs in the counties of Stokes and Yadkin.

Referred to Committee on Conservation and Development.

H. B. 363, a bill relating to the appointment of assistant clerks of the Superior Court in Orange County.

Referred to Committee on Judiciary No. 2.

H. B. 411, a bill to fix the compensation of the county commissioners of Davidson County.

Referred to Committee on Salaries and Fees.

H. B. 416, a bill to amend Article 6, Chapter 87, of the General Statutes, relating to water well contractors, so as to include Nash County.

Referred to Committee on Judiciary No. 2.

H. B. 417, a bill authorizing the town of Sharpsburg to sell at private sale certain land not needed for municipal purposes.

Referred to Committee on Judiciary No. 2.

H. B. 419, a bill to authorize the governing body of the town of Wallace to lease, purchase, sell or exchange certain lands at private sale or purchase.

Referred to Committee on Counties, Cities and Towns.

H. B. 424, a bill to require that flagpoles be erected on State Parks, and that flags of the State of North Carolina and of the United States of America be displayed thereon.

Referred to Committee on State Government.

H. B. 429, a bill to provide that it shall not be necessary for the chief of police of the town of Aulander to reside within the town limits.

Referred to Committee on Local Government.

H. B. 463, a bill to consolidate the offices of tax collector and tax supervisor in Wake County.

Referred to Committee on Local Government.

H. B. 464, a bill to create a peace officers' relief fund for the county of Caswell.

Referred to Committee on Local Government.

H. B. 470, a bill to amend Article 20B of Chapter 153 of the General Statutes relating to zoning and regulation of buildings so as to provide that this Article shall apply to New Hanover County.

Referred to Committee on Judiciary No. 1.

H. B. 475, a bill relating to the salaries of the judge, prosecuting attorney and clerk of the Vance County Recorder's Court.

Referred to Committee on Salaries and Fees.

H. B. 476, a bill fixing the salaries and expense allowance of certain officials of Vance County.

Referred to Committee on Salaries and Fees.

H. B. 478, a bill to provide for the nomination and election of the members of the board of commissioners for Chowan County according to candidates from the townships of said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 479, a bill to allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting the Dixie Furniture Company, Incorporated, to cross a part of East Third Avenue and a part of Railroad Street for private purposes.

Referred to Committee on Judiciary No. 1.

H. B. 485, a bill to provide that the town clerk of the town of Maxton need not be a qualified resident and voter therein.

Referred to Committee on Local Government.

H. B. 494, a bill to authorize the Mecklenburg County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of real property.

Referred to Committee on Local Government.

H. B. 499, a bill relating to the punishment for public drunkenness in Chowan County.

Referred to Committee on Local Government.

H. B. 502, a bill to restrict the territorial jurisdiction of township constables in Avery County.

Referred to Committee on Counties, Cities and Towns.

H. B. 503, a bill requiring the payment of delinquent taxes in Avery County before recording deeds conveying property subject to delinquent taxes.

Referred to Committee on Finance.

H. B. 504, a bill to authorize the Avery County Board of Commissioners to prescribe uniforms for deputy sheriffs and township constables.

Referred to Committee on Local Government.

H. B. 509, a bill to amend the charter of the town of Proctorville in Robeson County.

Referred to Committee on Counties, Cities and Towns.

S. B. 32, a bill to amend General Statutes 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County, for concurrence in the House amendment.

Upon motion of Senator Story, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 552, a joint resolution honoring Mr. James T. Moss of Franklin County for his meritorious service to the State of North Carolina.

Upon motion of Senator Jolly, the resolution is taken up for immediate consideration, and upon his motion action on the resolution is postponed indefinitely.

S. B. 70, a bill to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County school project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract, for concurrence in the House amendment.

Upon motion of Senator Hamilton, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 195, a bill to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

The bill is ordered enrolled.

S. B. 214, a bill to amend the charter of the city of Goldsboro, North Carolina, as revised, reorganized and amended by Chapter 447 of the Session Laws of 1961, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland,

Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

S. B. 269, a bill to correct and establish the corporate limits of the town of Faith in Rowan County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

S. B. 218, a bill to fix the compensation of the members of the board of county commissioners of Person County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 255, a bill to authorize the city of Winston-Salem to provide for auxiliary policemen and auxiliary firemen upon the conditions and limitations specified herein, and for other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 278, a bill to rewrite Chapter 550 of the Session Laws of 1959, relating to the election and terms of office of the members of the Shelby City Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 210, a bill to provide for the listing of dogs and a kennel tax in Duplin County.

Passes its second and third readings and is ordered enrolled.

H. B. 240, a bill to fix the terms of the chairman and members of the board of commissioners of Yancey County and to provide for terms of successors to such offices.

Upon motion of Senator Bailey, the bill is laid upon the table.

H. B. 342, a bill to amend Chapter 1013 of the Session Laws of 1961 relating to the charter of the town of Edenton and the conduct of elections in said town.

Passes its second and third readings and is ordered enrolled.

H. B. 346, a bill to amend Chapter 955, Session Laws of 1953, to increase the appropriation of funds to provide a program of education as to the dangers of alcoholic beverages and other emotional disorders in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 355, a bill to extend the authority of police officers of the town of Spruce Pine in Mitchell County for a distance of one mile beyond the corporate limits.

Passes its second and third readings and is ordered enrolled.

H. B. 380, a bill to repeal Chapter 99 of the Session Laws of 1951 concerning the disposition of delinquent tax collections in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 393, a bill to amend General Statutes 47-30, General Statutes 47-32 and General Statutes 47-32.2, relating to land maps to be registered, so as to make the said sections applicable to Bladen County.

Passes its second and third readings and is ordered enrolled.

S. B. 236, a bill to amend Article 2, Schedule B, Chapter 105, of the General Statutes of North Carolina, to change the State license tax year to conform to the State fiscal year, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Horton, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—44.

S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina.

Upon motion of Senator Humber, the Committee substitute bill is adopted, constituting the first reading of the bill, and upon his motion the bill is placed upon the Calendar for Tuesday, April 16, 1963, and is made a Special Order of the day.

#### MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor Terry Sanford:

The Honorable T. Clarence Stone  
President of the Senate  
North Carolina General Assembly  
Raleigh, North Carolina

*Dear Clarence:*

I have the honor to transmit herewith the following appointments made during the past two years, which, in accordance with provisions of the General Statutes, are subject to confirmation by the Senate. I will be grateful to you for bringing these appointments to the attention of the Senate.

STATE BOARD OF AGRICULTURE	<i>Appointed</i>	<i>Term Expiring</i>
James Atwell Alexander, Stony Point.....	7- 3-61	5- 4-67
Thomas O. Gilmore, Julian.....	7- 3-61	5- 4-67
Thomas Ghio Joyner, Garysburg.....	7- 3-61	5- 4-67
David Townsend, Rowland.....	7- 3-61	5- 4-67

#### STATE SCHOOL FOR THE BLIND AND THE DEAF

George R. Bennette, Greensboro.....	9-28-61	5- 1-65
Richard B. Ford, Asheville.....	9-28-61	5- 1-65
Robert A. Hedrick, Statesville.....	9-28-61	5- 1-65
D. R. Mauney, Jr., Cherryville.....	9-28-61	5- 1-65
Mrs. Anne Kinard Norman, Leaksville.....	9-28-61	5- 1-65
Mrs. Larry B. Pate, New Bern.....	9-28-61	5- 1-65
Gilbert Peel, Jr., Charlotte.....	9-28-61	5- 1-65
Mrs. Leola Myrick Ross, Winston-Salem.....	9-28-61	5- 1-65
Claude E. Teague, Chapel Hill.....	9-28-61	5- 1-65
Dr. Carroll W. Weathers, Winston-Salem.....	9-28-61	5- 1-65
Mrs. Charles Bruton, Troy.....	5-11-62	5- 1-65

BOARD OF TRUSTEES OF THE TEACHERS' AND  
STATE EMPLOYEES' RETIREMENT SYSTEM

George B. Cherry, Raleigh . . . . .	2-14-62	4- 5-63
Robert E. Williams, Raleigh . . . . .	6-12-61	4- 5-65

NORTH CAROLINA SANATORIA FOR THE TREATMENT OF TB

Paul S. Cragan, Sanford . . . . .	8-21-61	4-29-67
Mrs. Sadie L. McCain, Southern Pines . . . . .	8-21-61	4-29-67
Mrs. Reid S. Monroe, Salisbury . . . . .	12-19-62	4-29-67
Hardy Talton, Pikeville . . . . .	8-21-61	4-29-67
H. Emmett Powell, Clinton . . . . .	12- 6-62	4-29-63

STATE STREAM SANITATION COMMITTEE

H. Grady Farthing, Boone . . . . .	7-20-61	7-11-67
William L. Corbin, Dunn . . . . .	7-20-61	7-11-67
Grady Stevens, Shiloh . . . . .	7-20-61	0-11-65
J. Nelson Gibson, Jr., Gibson . . . . .	7-18-62	7-11-63

Respectfully submitted,  
TERRY SANFORD, *Governor*.

Upon motion of Senator Scott, the Senate resolves itself into Executive Session for the purpose of considering the appointments contained in the Governor's Message.

Upon motion of Senator Scott, the appointments as submitted in the Governor's Message are unanimously approved and confirmed for the position stated and for the time specified.

Upon motion of Senator Scott, the Executive Session is dissolved.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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SIXTIETH DAY

SENATE CHAMBER,  
Tuesday, April 16, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hamilton, the courtesies of the galleries are extended to M. C. Lassiter of Greene County.

Upon motion of Senator Saunders, the courtesies of the floor are extended to former Senator J. Hawley Pool of Moore County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the Girl Scout Troop 8 of Wayne County.



Upon motion of Senator James, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of Rockingham High School of Richmond County.

Upon motion of Senators Shelton and Belk, the courtesies of the galleries are extended to Mrs. C. W. Bailey, Mrs. Frank Walker, Mrs. Arthur Tyler, Mrs. Preston Bradshaw, Mrs. Kenly McGee, Mrs. Merle Stimson, Mrs. W. P. Ingram, Mrs. Don Carter, Mrs. Lyman Melvin, Mrs. Carlton Noell and Mrs. Lyman Jones of Edgecombe County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Mrs. Archie Andrews, Mrs. Len Bauer, Mrs. William Hilliard, Mrs. Richard Volk, Mrs. Hugh McLaughlin, Miss Joan Britt and Mrs. Richard Scarce of Wake County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Miss Harriett Herring of Orange County.

Upon motion of Senator Midgett, H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats, is taken from the Committee on Conservation and Development and re-referred to the Committee on Wildlife.

Upon motion of Senator Yow, H. B. 178, a bill abolishing trials by jury in the Recorder's Court of Granville County and providing for transfers to the Superior Court upon demand for jury trial, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Yow, H. B. 479, a bill to allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting the Dixie Furniture Company, Incorporated, to cross a part of East Third Avenue and a part of Railroad Street for private purposes, is taken from the Committee on Judiciary No. 1 and re-referred to the Committee on Judiciary No. 2.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 292, a joint resolution honoring Mr. James T. Moss of Franklin County for his meritorious service to the State of North Carolina.

S. B. 32, an act to amend General Statutes 153-5 so as to increase and alternate the terms of the members of the board of county commissioners of Wilkes County.

S. B. 70, an act to authorize and direct the board of education of Carteret County to re-negotiate with the lowest bidder a contract for the construction and completion of the Western Carteret County School Project and to require the board of county commissioners of Carteret County to levy a sufficient tax and make available to the board of education of Carteret County the necessary funds for the completion of the building contract.

S. B. 138, an act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

S. B. 139, an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

S. B. 191, an act to amend Chapter 343 of the Session Laws of 1961 so as to increase the salary of the clerk of the Superior Court and the register of deeds of Wilkes County, and to allow employment of additional deputy sheriffs.

S. B. 221, an act to amend Senate Bill 161, Session 1963, and to validate acts of the city council of the city of Lumberton in connection with new registration of voters.

S. B. 251, an act to alternate the terms of the members of the board of commissioners of the town of Wadesboro.

H. B. 136, an act to amend Chapter 169, Session Laws of 1959, relating to hunting in Gates County.

H. B. 195, an act to authorize the board of county commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization.

H. B. 210, an act to provide for the listing of dogs and a kennel tax in Duplin County.

H. B. 307, an act to authorize the board of education of the Burlington City Administrative School Unit to convey to city of Burlington a certain tract of land on Maple Avenue in said city.

H. B. 334, an act relating to the school committee for certain districts in Jackson County.

H. B. 342, an act to amend Chapter 1013 of the Session Laws of 1961 relating to the charter of the town of Edenton and the conduct of elections in said town.

H. B. 344, an act to provide for the election of the members of the board of education of Chowan County according to candidates from the townships of said county.

H. B. 346, an act to amend Chapter 955, Session Laws of 1953, to increase the appropriation of funds to provide a program of education as to the dangers of alcoholic beverages and other emotional disorders in Cumberland County.

H. B. 350, an act to amend Chapter 441 of the Public-Local Laws of 1939 by striking Section 4 thereof relating to the membership of the board of education of the Burlington City Administrative School Unit.

H. B. 355, an act to extend the authority of police officers of the town of Spruce Pine in Mitchell County for a distance of one mile beyond the corporate limits.

H. B. 380, an act to repeal Chapter 99 of the Session Laws of 1951 concerning the disposition of delinquent tax collections in Washington County.

H. B. 387, an act authorizing the city of Rocky Mount to convey certain real estate to the trustees of the Rocky Mount Administrative Unit of the Public School System.

H. B. 393, an act to amend General Statutes 47-30, General Statutes 47-32, and General Statutes 47-32.2, relating to land maps to be registered, so as to make the said sections applicable to Bladen County.

H. B. 407, an act to provide for the election of a mayor and five commissioners of the town of Windsor and to validate the actions of said commissioners heretofore taken in the performance of their duties and for other purposes.

H. B. 435, an act to amend Chapter 45 of the Session Laws of 1961 relating to elections in the town of Kenly.

H. B. 438, an act to amend Chapter 205 of the 1961 Session Laws, relating to the increase of the number of members of school committees to be appointed by the county board of education in certain counties, from five to nine.

H. B. 482, an act to increase the membership of the Robeson County Board of Education.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hatcher, for the Committee on Highway Safety:

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964, with a favorable report.

S. B. 136, a bill to require all North Carolina motor vehicle operators to sign a safety agreement or pledge, with an unfavorable report as to bill, favorable report as to committee substitute bill, as amended.

S. R. 235, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties, with a favorable report, as amended.

H. B. 469, a bill to promote safety on the highways of Hertford County by prohibiting the discharge of rifles having a bore larger than .22 caliber, or any center fire rifle on the right-of-way of public roads in said county, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

H. B. 187, a bill relating to the liability of landowners to hunters, fishermen, trappers, campers, hikers and other recreation users, with a favorable report, as amended.

H. B. 470, a bill to amend Article 20B of Chapter 153 of the General Statutes relating to zoning and regulation of buildings so as to provide that this article shall apply to New Hanover County, with a favorable report.

S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday, with a favorable report, as amended.

S. B. 258, a bill to amend Chapter 90 of the General Statutes so as to exempt physicians, surgeons, nurses and other persons from civil liability for emergency care or treatment rendered to injured persons at scene of motor vehicle accident or other emergency, with an unfavorable report.

S. B. 263, a bill to authorize the city of Kinston to hold a referendum with respect to urban redevelopment projects, with a favorable report.

S. B. 272, a bill to remove Northampton County from the provisions of General Statutes 14-346.1 relating to the sale of bay rum, with a favorable report.

S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift, with a favorable report, as amended.

S. R. 282, a Senate resolution urging the President of the University of North Carolina and the Chancellor of North Carolina State College to give serious consideration to the reinstatement of the annual Dixie Classic Basketball Tournament, with a favorable report, as amended.

S. R. 289, a joint resolution requesting the Southern Association of Colleges and Schools to cease using the discriminatory term "Approved" in reference to Negro high schools in North Carolina, with an unfavorable report.

By Senator Midgett, for the Committee on Conservation and Development:

S. B. 227, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditures by Counties", the same relating to a watershed improvement program in Surry County, with a favorable report.

S. B. 226, a bill to amend Chapter 794 of the Session Laws of 1961 relating to small watershed programs so as to include Surry County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 245, a bill to exempt persons sixty-five (65) years of age and over from fishing license requirements, with an unfavorable report.

S. R. 279, a joint resolution commending and expressing appreciation for the contributions and services rendered by the Greensboro Historical Museum, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 248, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Transylvania County, with a favorable report.

S. B. 274, a bill to amend Chapter 102 of the General Statutes of North Carolina in regard to removing restrictions on the registration of land maps and land conveyances containing points in boundaries defined by coordinates of the North Carolina coordinate system, with a favorable report.

S. B. 275, a bill to amend Section 8-19 of the General Statutes of North Carolina pertaining to the survey and registration of a plat of contiguous boundaries of land, with a favorable report, as amended.

S. B. 286, a bill to authorize the board of county commissioners to determine the divisions for keeping tax records, with a favorable report.

H. B. 363, a bill relating to the appointment of assistant clerks of the Superior Court of Orange County, with a favorable report.

H. B. 416, a bill to amend Article 6, Chapter 87, of the General Statutes, relating to water well contractors, so as to include Nash County, with a favorable report.

H. B. 417, a bill authorizing the town of Sharpsburg to sell at private sale certain land not needed for municipal purposes, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

H. B. 243, a bill to amend Chapter 18 of the General Statutes relating to beer and wine elections, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williams: S. B. 295, a bill to amend General Statutes 163-15 and 163-180 relating to the appointment of election officials.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Williams: S. B. 296, a bill to amend General Statutes 163-11 relating to qualifications of county boards of elections.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Williams: S. B. 297, a bill to repeal General Statutes 163-172 and General Statutes 163-173 and to amend General Statutes 163-174 so as to eliminate the appointment and use of official markers in general elections.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Hatcher and Belk: S. B. 298, a bill to provide for a safety check of motor vehicles.

Referred to Committee on Highway Safety.

By Senators Snow and Yates: S. B. 299, a bill to repeal General Statutes 163-113 relating to agreements for rotation of candidates in Senatorial districts of more than one county.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Yow: S. B. 300, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to warehousing by wholesale distributors.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 301, a bill to amend General Statutes 55A-86 so as to allow the majority of a board of directors to take certain informal actions.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 302, a bill to amend General Statutes 105-90 and General Statutes 105-90.1 relating to license taxes for certain employment agencies so as to exempt non-profit nurses' registry.

Referred to Committee on Finance.

By Senators Yates and Jordan: S. B. 303, a bill to amend General Statutes 105-141, relating to the exemption from income taxation the pensions and retirement benefits received by retired Federal employees.

Referred to Committee on Finance.

By Senator Meares, by request: S. B. 304, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Columbus County.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 121, a bill to amend General Statutes 110-29 of Article 2 of Chapter 110 of the General Statutes relating to juvenile courts.

Referred to Committee on Courts and Judicial Districts.

H. B. 333, a bill to amend General Statutes 153-9, relating to farm soil conservation work, so as to make the same applicable to Jackson County.

Referred to Committee on Agriculture.

H. B. 369, a bill to require identification of content of cementitious building material sold in North Carolina.

Referred to Committee on Agriculture.

H. B. 370, a bill to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00.

Referred to Committee on Judiciary No. 2.

H. B. 428, a bill to authorize the board of county commissioners of Columbus County to cancel and abate certain interest and penalties on delinquent taxes in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 471, a bill to provide for appointment of members to fill vacancies arising in county boards of health.

Referred to Committee on Public Health.

HOUSE OF REPRESENTATIVES,  
Tuesday, April 16, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 338 entitled, "A Bill to be entitled an Act to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis."

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Jordan, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives, informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 214, a bill to amend the charter of the city of Goldsboro, North Carolina, as revised, reorganized and amended by Chapter 447 of the Session Laws of 1961, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

The bill is ordered sent to the House of Representatives.

S. B. 269, a bill to correct and establish the corporate limits of the town of Faith in Rowan County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

The bill is ordered sent to the House of Representatives.

## SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, upon second reading.

Upon motion of Senator Humber, action on the bill is postponed until Thursday, April 18, 1963.

S. B. 236, a bill to amend Article 2, Schedule B, Chapter 105, of the General Statutes of North Carolina to change the State license tax year to conform to the State fiscal year, upon third reading.

The bill passes its third reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

The bill is ordered sent to the House of Representatives.

H. B. 157, a bill amending General Statutes 108-11 relating to county boards of public welfare.

Passes its second and third readings and is ordered enrolled.

## REMARKS OF SENATOR WHITE

Upon motion of Senator Walton, the following remarks of Senator White are ordered spread upon the Journal and sufficient copies are ordered made to furnish a copy to each member of the General Assembly:

*Mr. President, Fellow Members of the Senate:*

To make the statement which I am about to make is to respond to what I feel to be a call of duty, not only to my constituents, but to all the people of North Carolina, and more particularly to each of you as a member of this Honorable Body.

I shall be as brief as adequate treatment of the subject will permit. I respectfully request your patient indulgence. I would like it very much if I could be spared the performance of the distasteful task and unpleasant duty of making this statement. I have no purpose except to let you know, to let the people of North Carolina know, and to let the record show the truth of that which transpired at The Surf Club at Wrightsville Beach on the evening of April 4, 1963, which has been reported in some newspapers and by other news media in such a way as to reflect upon the dignity of this Body and upon one of its members and his family.

In speaking to you concerning this matter it shall be my purpose to be as factual as possible and as objective as possible. I do not propose to argue the facts which I shall disclose to you—I ask only that you hear them, and that from a consideration of them and of the published reports you have read, you come to such conclusion as to the truth of the matter as all the facts may warrant. This is merely for your information, and no action on your part is requested or expected.

Shortly before the buses were to leave The Surf Club at Wrightsville Beach for the return trip to Raleigh, from the Session of the General Assembly held April 4, 1963 at Wilmington, my son, who bears my name, came to me very distraught. My son related to me a course of conduct on the part of a young reporter named William King, in the employ of the news agency called United Press International. The conduct which my son described had extended over a period of almost an hour preceding the time my son came to me as I was leaving the building. My son told me that the reporter had repeatedly, and over my son's protest, used profane, obscene and vulgar language in the presence of my son's wife and others, that the reporter had referred to me, with other members of the General Assembly, as "S.O.B.'s"; that he had spoken in vulgar and derogatory terms of others connected with the Legislature, including the Principal Clerk of the House of Representatives, and had persisted in the use of profane, indecent and vulgar language in the presence of my son, his wife and others, with the apparent design to precipitate an ugly scene between himself and my son, who is employed as a member of the staff of the Principal Clerk of this Body. My son stated that at one time during the conversation he demanded and received from the reporter an apology for language used in the presence of his wife, and that the reporter immediately repeated the offensive language time and again without apology and without reservation. The occurrence took place while the reporter, my son and his wife, and many others were standing in a slow-moving line to be served with food by our hosts at The Surf Club. My son and his wife were the invited guests of the Senator from New Hanover and his wife. My son stated that for my sake and in an effort to avoid an ugly scene (which might reflect upon the Senate and embarrass our hosts) he tried to reason with the reporter and tried also to change the subject which the reporter had insisted upon discussing. The reporter was boasting that he was the one who had written an article for publication by the United Press International and some of its subscribers which was critical of me in relation to my son's employment. The reporter boasted to my son that before this Session is over he would "expose 15 or 20 other Senators" for nepotism, and stated that he had been instructed by his "clients" to do so. My son stated that he had taken about all the offensive and ill-mannered abuse from the reporter that he could stand and asked my advice. I then asked my son to describe the language used by the reporter in the presence of his wife and others. He then stated that the reporter said, "I am going to expose and ruin your father and any S. O. B. in the Legislature who I find guilty of nepotism; I am paid by my clients to do this and I am going to do it." He described the reporter's language as profane, that the reporter repeatedly took the Lord's name in vain, and that his vulgarity included the common, obscene term used in the vernacular of the street to describe excrement or fecal matter. I shall not repeat his language here; that sort of language should not be repeated here or anywhere, and is indecent and obscene whenever used and upon any occasion.

My son asked my advice. My first impulse was one which I am glad I did not follow. I told my son that we'd all be leaving in a few more minutes; that I understood and appreciated his distress, and was proud of him for his self control and was grateful to his wife for trying to ignore the ugly and indecent language of the reporter. I advised my son to try to ignore the ugly and ill-mannered conduct of the reporter and, if possible, to avoid further contact with him; that it was perfectly apparent that the United Press International's reporter sought to contrive an ugly incident, for exploitation by his unidentified "clients."



My son and I were standing near the front door of the building; my son's wife was seated at a table six or eight feet away. At that time, William King, the reporter for the United Press International, approached my son's wife from behind her chair, leaned over her and either attempted or pretended to take from her a small azalea plant given her by our hosts as a favor by which to remember the occasion.

I went to the reporter and took him by the arm and quietly asked him to let me talk with him on the porch. He accompanied me without resistance or comment. When we were on the porch, I told him that my son had told me that he persisted in using profane and indecent language in the presence of his wife and others. He stated that he had apologized for that—and then with some vehemence he stated, "I'm the guy that wrote the article about your son—I'm investigating you for nepotism and that goes for every other S.O.B. in the Legislature." He stated that he had been instructed by his "clients" to destroy me, to destroy my son and to destroy my son's wife. Upon being asked who were his clients he stated that they numbered over a hundred radio and television stations, a great many daily newspapers and other newspapers, which were subscribers to the service of the United Press International. When asked how he would proceed in his effort to destroy my daughter-in-law, he angrily stated that was none of my G. D. business. At that point my son came up. I said, "Son, this man says that he has apologized for his language. Is his apology satisfactory?" My son then said, "He did apologize once upon my demand but he repeated his insults again and again—his apology is not satisfactory and I can stand no more of his conduct." I said, "Just wait a minute"—and to King, the reporter for the United Press International, I said, "Son, you can write all you want to about me and criticize me as you wish, but I will not tolerate your use of obscene language in the presence of the women in my family." The reporter then said, "You G.D. old S.O. B.—If you don't like what I say, why don't you hit me?" To this I replied, "Son, I have too much sense to hit you—that is not the way I shall deal with you. You have already demonstrated that you have no respect for yourself or anyone else. I want you to get one thing straight—and that is that I will not tolerate your using profane and indecent language in the presence of the women folks in my family." To this he said with profanity and vulgarity, "You push me any further and I'll throw you over that rail." I then said, "I don't believe you are man enough to do it."; whereupon the young reporter of the United Press International lunged forward and attacked me in his effort to carry out his threat to throw me over a rail to a concrete walk below. Being on my guard, and my reflexes being pretty good for my age, I was able to partially deflect the force of his attack, but even so he knocked me almost down. At this point my son struck in my defense, and this ended the conflict. I confess that I am glad my son was present—from the top of that rail it's about 15 feet to the ground. Senator Gurganus took charge of the now subdued reporter. I picked up the reporter's sun glasses and fountain pen and put them in his pocket. I told a representative of our hosts who was nearby that I regretted the occurrence, and I then left the scene.

For the fact that I had not indulged in the use of alcoholic beverages of any sort on this occasion I am duly thankful—I must say in fairness that the United Press International reporter had been drinking to some extent; he was not drunk. Apparently he had drunk enough to suppress his inhibitions, to impair his judgment, to enable him to exhibit his true character, and to disclose the evil purpose of his employer and some of its subscribers to seek to destroy me, and my son and my daughter-in-law. One has only to reflect upon the slanted articles, false head-

lines and vindictive editorials created and published by some of the subscribers of the United Press International, since February 6th, 1963, to discern the motive for this evil design, and to recognize evidence of concerted action amounting to a conspiracy to harrass, humiliate, ridicule, lampoon, punish, and, if possible, to destroy the usefulness of the one they hold solely responsible for their displeasure—and I seem to be the chosen target of their frenzied and reckless effort.

And now—to make the nectar of the intellectual sadism which nourishes them more sweet—they seek also to destroy a fine young man and his wife, yet hardly more than children—to “destroy” them on the threshold of their lives—and for what transgression, save that of being my son and my daughter-in-law?

I have often heard it said, “You can’t beat the press—it always has the last word.” I do not challenge that statement. Our people are becoming more and more helpless in their fear of the abuse of the power of the press. There are many who resent the corruption of freedom of the press into license which is rampant today, but few are they who are willing to risk the threatened or real destruction of themselves and their families by powerful, ruthless, irresponsible and vindictive units of the press. We have no more protection from the cunning abuse and misúse of the power of the press by some newspapers than the Belgians had against Hitler’s tanks. This fact is deplored by many honorable newspaper men and honorable members of other news media, including radio and television—and though they valiantly endeavor to stem the tide, they are hopelessly outnumbered or overpowered by greater circulation.

The effort to destroy me or to impair my usefulness in this Body was launched many weeks ago. I have quite enough to do without engaging in a controversy with the newspapers and news media involved. I have been reasonably diligent in attention to my legislative duties; I have taken the insults and castigations of my critics in my stride and in the best humor I could muster. I have endeavored to be courteous and cooperative with all representatives of news media with whom I have come in contact.

No man is entitled to live for himself alone—and those who threaten to destroy me know this. They know that their writings grieve my 83 year old mother, and my sisters and my brother who live in Charlotte; they know that they dismay and wound the fine sensibilities of my wife and my daughters; they know that they offend my friends and delight my enemies. They also know that the most effective way to hurt me is to hurt my family.

Many valiant, fair, honorable, responsible and respectable newspaper men, radio men, television men, frequently come to my defense. These men are, as I am, dedicated to the cause of freedom, the cause of free enterprise, and the protection of the basic rights of individuals. The powerful United Press International and those of its subscribers who seek to destroy me can continue to cause my family much heartache and sorrow, and I confess that this is a grievous wound to me. But my family would not have me forsake my convictions—my people are not made from that kind of material. And if the writings of reporters and vicious editorial writers of the ilk of William King which appear daily in papers published in some of the larger cities of our State achieve success in the effort to impress upon the public mind an image of me which results in the destruction of my usefulness to our State, the sacrifice on my part and on the part of my long-suffering family will be small indeed if it serves to demonstrate to the people of North Carolina that powerful newspapers of the State, powerful news services and other news media seek by this awesome means to control the thinking of Representatives

and Senators selected by the people to serve them, and demonstrate also that newspapers generally regarded as "reputable" will at their whim seek the destruction of any who dare to challenge them.

These self-appointed guardians of "the people's right to know" do not hesitate to mislead the public by publishing dishonest statements as to what happens here. We have come to accept this practice as we accept the existence of cancer—and this practice is a cancerous growth on freedom of the press. Certainly we cannot discharge our responsibilities here if we have to try to correct each small innuendo and misleading headline. These great guardians will continue to instruct our Judges in the law, our doctors in the practice of medicine, our hospitals in treating the sick, our clergy in ministering to our spiritual needs, our architects in designing buildings, our educators in educating our children, and by their efforts to deceive the public they seek to control the action of legislators—and in this instance they seek to destroy.

A few weeks ago action of an employee of another news medium precipitated a comment on the part of the President of this Honorable Body. Our President's comment was spontaneous. No ladies were present—no one was present except the employee and President Stone. Since our President is well known to be both a reasonable and an honest man it is not unreasonable to assume that the conduct of the employee was irritating—and that he, too, was acting pursuant to instructions. This employee charged our President with the use of language which contained some profanity; and then a great cry went up. Our President was subjected to relentless castigation by the holier-than-thou and just-give-me-a-chance-at-you elements of the press and other news media—a news martyr was made!!—and great was his creation!

These same elements of the press and other news media know the facts I have given you today. Their treatment of these facts has included a headline, "Senator White Fights with Newsmen During Argument", followed by the statement: "State Senator Thomas White of Lenoir County and a newsmen engaged in a fist fight during the N. C. General Assembly's trip to Wilmington, it was learned today." This false statement reflects upon me and upon this Honorable Body. The reports I have read to this date contain neither a reprimand nor a rebuke for the insolent and ill-mannered United Press International reporter, William King. You may be sure that if I had struck the reporter or had engaged in a fist fight with him, the public would have been furnished with a blow by blow account, and the editorials would have been legion.

I think the report which is farthest, or certainly as far, from the truth as any report I have yet read is one appearing on the front page of the April 5th, 1963, issue of one of the more vicious of the United Press International's subscribers, and which reads as follows:

"State Senator and Reporter Fight At Club.

"Wrightsville Beach, April 3 (4)—A wire service reporter and Sen. Thomas White of Lenoir County had a fist fight on a balcony of the Surf Club in Wrightsville Beach tonight.

"William King of United Press International (UPI) said White called him a vulgar name because of a story King wrote some time ago about the senator's son, Thomas White, Jr., being employed as chief of the Senate pages.

"King and White swung at each other more or less simultaneously, and both

connected in the face without any serious damage being done. Then King and both Sen. White and his son wrestled, hanging over the second-floor railing.

"Sen. Edgar Gurganus then moved in to break it up and led King away."

The editors of that paper know that I neither struck nor attempted to strike the reporter—and they know that I know that they had facilities for learning the truth. Yet they publish the account of a "fist fight" which did not occur. That, Mr. President and my fellow Senators, is a sample of what has been fed to the reading public as the truth, by those who speak so piously of "the people's right to know". The people's right to know what!!? Pity the poor readers of publications of these self-appointed guardians of their "right to know"! They will have to read what these self-righteous, self-appointed guardians of all citizens permit them to read—and this in the name of truth.

The United Press International and its subscribers are aware that members of my family were gratuitously subjected to unprovoked insults by its reporter and their reporter, William King, and that he maliciously assaulted me. These acts of the reporter have been known to the United Press International and its subscribers for more than 10 full days. By its action, since it has become aware of the reprehensible conduct of its reporter, and by some of its subscriber's actions, it is clear that the United Press International and some of its subscribers find its reporter's conduct satisfactory, or at least condone his conduct, for the offending reporter, William King, resumed his seat in the news gallery of this Honorable Body on Friday, April 5th, 1963, and again as late as Friday, April 12th, 1963. He sat there at the Session held last night, April 15, 1963. He was sitting there when I began to deliver this statement to you today—and he has the gall to sit there now!

The United Press International and some of its subscribers appear to approve and ratify the conduct of their reporter, William King, who calls them his "clients". My information is that the reporter, William King, is still an accredited member of the so-called "Capitol Press Club", which organization purports to "police" its members and to be responsible for their behavior.

I speak not for myself except to say that I am humbly grateful to the people of the Seventh Senatorial District for being privileged by them to be a member of this Body—and for the privilege of serving them with my distinguished colleague, the Honorable Luther Hamilton, and with every other member of this Honorable Body—and the Senate of North Carolina is an Honorable Body—as is also the great House of Representatives of North Carolina in which I have also had the privilege of serving. I do not lightly regard the dignity of the office I hold as a member of the Senate. My high regard for the office I hold and my respect for people who entrusted it to me made a contribution to my effort to exercise restraint when first threatened and then attacked by the reporter of the United Press International, but the real inspiration which enabled me to exercise restraint was the fine and high example set by my son. For almost an hour he was subjected to the greatest provocation by the reporter employed by the United Press International; he "kept his head" and stayed in control; I am proud of my son; I appreciate his consideration of the Senate and his loyalty to me. I appreciate his desire to protect his wife from embarrassment by the conduct of the ill-mannered reporter for the great United Press International. I am proud of my daughter-in-law, who encouraged my son to exercise restraint, despite the gravest insults inflicted by the reporter for the United Press International.

I regret the occurrence exceedingly. I regret the necessity of this ordeal for you and for me—however, I could not let a seeming reflection upon this Body go unchallenged or uncorrected. When we become public office holders we became fair targets for criticism, and this is as it should be. But we have granted no license to anyone to libel or slander us.

In 1772, Benjamin Franklin, who was among the greatest of the founders of our Nation, had this to say in regard to public life:

“We must not in the course of public life expect immediate approbation and immediate grateful acknowledgment of our services—But let us persevere thro’ abuse and even injury. The internal satisfaction of a good conscience is always present, and time will do us justice in the minds of the people, even of those at present the most prejudiced against us.”

Thomas Paine, in a publication in Pennsylvania in 1776, said:

“These are the times that try men’s souls  
The summer soldier and the sunshine patriot will, in this crisis,  
Shrink from the service of their country;  
But he that stands it now deserves the love and thanks of man and woman.  
Tyranny, like hell, is not easily conquered;  
Yet we have this consolation with us  
That the harder the conflict, the more glorious the triumph.”

I expect to be here a while longer, Mr. President and Gentlemen, and so long as I am here I shall adhere to my convictions, regardless of all efforts to ward my destruction from whatever source. In anything worthwhile which I may be able to achieve, I can assure you that the success of my efforts will be in spite of and not on account of efforts made by the elements of the press to which I have referred—and so long as I am a member of this Body my constituents will be represented by a man free from any intimidation calculated to arise from threatened “destruction” by those who arrogate to themselves the power to destroy by means of the abuse of freedom of the press. The published headlines, the published news stories and published editorials appearing in the newspapers which seem to participate in this effort to injure and destroy, are in sharp conflict with what I have told you today. These published reports, headlines and editorials, are based upon the reporter’s statements made to his fellows.

Veracity, says Coleridge, consists not in saying, but in the intention of communication. If, upon your consideration of this matter, there should arise a question of veracity, you have a choice of believing on the one hand several members of this Honorable Body and others. On the other hand, you may believe the reporter, William King, who accepted the hospitality of a great City and as an accredited member of the press abused his privileges to the extent of profanely referring to Senators and Representatives elected by the people of this State, as S. O. B.’s, and who is so ill-mannered, if not indeed so ill-bred, as to knowingly and wilfully persist in the use of obscene and indecent language in the presence of other guests; and who by his own statement has accepted employment to destroy if he can, by his writings, members of the family of the prime object of the fury and evil purpose of his employer and some unidentified subscribers to its service.

I did not seek this conflict. In it I endeavored to subject my own feelings to a proper respect for the office I hold. I regret that the people of North Carolina are daily misled by ruthless, irresponsible and vindictive editors and their hirelings of the ilk of William King. Perhaps the worst offenders are such hirelings

as those who, for pay, write editorials on a par with King's conduct. I thank God for those editors, reporters, radio and television newsmen and commentators who adhere to a high code of ethics and who are the ones to whom our forefathers entrusted Freedom of the Press. To these we can look for help—to likes of King and to those who have published false reports regarding the incident referred to, with the intent to reflect upon a member of this Body and thereby to reflect upon the dignity and character of the entire Senate of North Carolina, we may look for a continuing effort to mislead the people of North Carolina as to the work of their Legislators, to whom the people have entrusted the transaction of their legislative business.

Upon motion of Senator Hatcher, the Senate unanimously gives a rising vote of confidence in Senator White.

Upon motion of Senator Aydlett, the Senate adjourns to meet tomorrow morning at 11:30 o'clock at Halls Creek in Pasquotank County, at which time only Public Local bills will be considered.

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#### SIXTY-FIRST DAY

HALLS CREEK,  
PASQUOTANK COUNTY,  
Wednesday, April 17, 1963.

The Senate meets pursuant to adjournment, and is called to order by the president T. Clarence Stone.

Prayer is offered by Rev. J. M. Carroll, Pastor of the Halls Creek Methodist Church of Pasquotank County.

Senator White for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, John Morrison, Sandra Reid, Ann Dixon, Julia Stuart, Virginia Aydlett, William David Harris, Charles Mark Aydlett, Dixie Nash and Bonita Riffle of Pasquotank County are made honorary pages of the Senate.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Aydlett and Harrington: S. R. 305, a joint resolution honoring the memory of Honorable J. C. B. Ehringhaus, Governor of North Carolina.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Aydlett and Harrington: S. R. 306, a joint resolution commemorating the Sixtieth Anniversary of the first flight of a motor-powered aeroplane at Kitty Hawk, North Carolina, December 17, 1903.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Story: S. R. 307, a joint resolution commending William Edmundson, Quaker preacher, for the conducting of the first Friends' Service in Proprietary Carolina, in 1672.

Upon motion of Senator Story, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 573, a joint resolution commending William Edmundson, Quaker preacher, for the conducting of the first Friends' Service in Proprietary Carolina, in 1672.

The resolution is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 263, a bill to authorize the city of Kinston to hold a referendum with respect to urban redevelopment projects.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 272, a bill to remove Northampton County from the provisions of General Statutes 14-346.1 relating to the sale of bay rum.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 363, a bill relating to the appointment of assistant clerks of the Superior Court of Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 416, a bill to amend Article 6, Chapter 87, of the General Statutes, relating to water well contractors, so as to include Nash County.

Passes its second and third readings and is ordered enrolled.

The following remarks of Senator N. Elton Aydlett on this occasion of the historic meeting of the General Assembly at Halls Creek in Pasquotank County on this day are ordered incorporated in the Journal:

*President Clarence Stone, House Speaker Mr. Clifton Blue, ladies and gentlemen of the General Assembly, State Officials, and other distinguished guests:*

Three hundred years ago along these creeks and rivers, the water highways of a new world, lived a colony of free men scattered away in the forest, living as hermits with their wives and children, and resting upon the bosom of nature in peace and harmony with the wildness of their new environment. They were refugees from religious tyranny and excessive taxation. They submitted to no unjust laws and they bowed their knee to no earthly monarch.

Here, at this very spot, was born the government of this great State, and it was here that the Grand Assembly of the Albemarle was first convened by the order of Governor William Drummond, North Carolina's first Governor, under

the regime of the Lords Proprietors. Since there was no house large enough to hold the gathering, that first Session of the General Assembly was held in the shade and protection of a large oak tree on the spot beside the peaceful waters of Halls Creek.

They acted with deliberation and calmness, with no worry about adjourning by June 1st, since time was of little consequence. Despite nature's ideal arrangement for lobbying activities, there were no lobbyists except possibly those pressing for price stabilization of tobacco, which, instead of money, was the medium of exchange for goods and services and payment of taxes. There was no Hospitality Room 631, no organized pressure groups, no UFE, no NCEA, no REA, no MH-30 and no Press, except Indians lurking in the bushes who probably carried messages to their chiefs of the peculiar capers of the pale faces. It would be interesting to hear their report on President Clarence Stone chanting through the local calendar and Reading Clerk LeRoy Clark ripping off a short roll call.

Their problems did not include Public Highways, Public Utilities, a name for State College, Redistricting the Senate, Highway Safety and Higher Education. In fact, those early settlers were firmly opposed to public schools and the Press, for they contended that learning and printing had created and promoted disobedience and heresy among their people.

In keeping with the Senate rule that the Press remain off the floor of the Senate and in the hope that the press may feel at home, the Senate Press is requested to occupy the area so designated among the trees at the bottom of the ravine to the east of the assigned Senate Chamber. Although visibility from the Press Box will not be so good, with a favorable wind the Press should be able to hear a substantial portion of the Senate proceedings.

If a member of that first Assembly of the Albemarle could enter our palatable and picturesque Legislative Building and take a seat in our present General Assembly, he would be ill-at-ease in such luxurious surroundings. However, he would take pride in the knowledge that he was one of those pioneers responsible for our great Democratic system of State Government, and he would rejoice that his faith in the future of his adopted home had been justified.

As we assemble here today in tercentenary observance of the granting of the Carolina Charter by King Charles II to eight of his Lords Proprietors, we must be deeply conscious that we are at this moment standing on hallowed ground.

Upon motion of Senator Crew, the Senate adjourns to meet tomorrow in the city of Raleigh at 12 M.

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## SIXTY-SECOND DAY

SENATE CHAMBER,  
Thursday, April 18, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Ralph Fleming, Jr., Pastor of the Westover Methodist Church, Raleigh, N. C.

Senator Garriss for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.



Leave of absence is granted to Senator Scott for tomorrow, Friday, April 19, 1963.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to the teachers and the students of the Peterson School of Robeson County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. Thelma Day and Mrs. Mattie Humphrey of Johnston County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Wakelon School of Wake County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Central Davie High School of Davie County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to the teachers and the students of the John Armstrong Chaloner School of Halifax County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the West Edgecombe School of Edgecombe County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to eighty Democratic ladies of Lincoln County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to former Reading Clerk Eugene Simmons of Edgecombe County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Mulberry School of Wilkes County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Hugh Morson Junior High School of Wake County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education, with a favorable report, as amended.

S. B. 262, a bill to authorize the issuance of \$100,000,000.00 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, with a favorable report.

Upon motion of Senator Walton, the bill is re-referred to the Committee on Finance.

S. B. 283, a bill to amend Chapter 327 of the Session Laws of 1961 relating to the method of nomination and selection of the members of the board of education of Columbus County, with a favorable report.

S. B. 290, a bill extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 217, a bill to authorize counties to levy special assessments for the construction, reconstruction, and extension of water and sewerage systems, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 300, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to warehousing by wholesale distributors, with a favorable report.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 213, a bill to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment, with a favorable report.

S. B. 268, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Duke University to close a part of Elf Street for private purposes, with a favorable report.

S. B. 304, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Columbus County, with a favorable report.

H. B. 178, a bill abolishing trials by jury in the recorder's court of Granville County and providing for transfers to the Superior Court upon demand for jury trial, with a favorable report.

H. B. 370, a bill to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00, with a favorable report.

S. B. 212, a bill to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment, with a favorable report.

By Senator James, for the Committee on Public Health:

S. B. 271, a bill to amend Chapter 131 of the General Statutes relating to student loans administered by the Medical Care Commission to delete the requirement that students of nursing agree to practice in a rural area of the State, with a favorable report, as amended.

By Senator Yates, for the Committee on Wildlife:

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats, with a favorable report.

H. B. 376, a bill to prohibit the use of rifles in deer hunting in Hoke County, with a favorable report.

H. B. 406, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from certain streets and highways in Craven County, with a favorable report.

H. B. 437, a bill relating to the netting of suckers and forage fish in Haw River, Deep River, Cape Fear River and Rocky River, in Lee and Chatham Counties, with a favorable report.

H. B. 473, a bill to repeal Chapter 198 of the Session Laws of 1957 relating to fishing in certain creeks in Warren County, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children

out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child, with a favorable report.

S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations, with a favorable report, as amended.

By Senator Shelton, for the Committee on Salaries and Fees:

H. B. 215, a bill establishing the compensation of the clerk of Superior Court of Henderson County as ex-officio law librarian of the Henderson County Law Library, with a favorable report.

H. B. 411, a bill to fix the compensation of the county commissioners of Davidson County, with a favorable report.

H. B. 475, a bill relating to the salaries of the judge, prosecuting attorney and clerk of the Vance County Recorder's Court, with a favorable report.

H. B. 476, a bill fixing the salaries and expense allowance of certain officials of Vance County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 308, a bill to amend General Statutes 7-51 relating to the retirement of Justices of the Supreme Court, the Attorney General, and Judges of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

By Senator Saunders: S. B. 309, a bill providing for the presentation to the tax supervisor of Moore County of deeds and other instruments prior to registration.

Referred to Committee on Local Government.

By Senator White: S. B. 310, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to set forth the eligibility requirements for aid to the permanently and totally disabled and to authorize county medical review boards for applicants.

Referred to Committee on Public Welfare.

By Senator Martin: S. B. 311, a bill to prohibit the taking of game from public highways in Rich Square Township, Northampton County.

Referred to Committee on Wildlife.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 161, a bill to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance.

Referred to Committee on Public Welfare.

H. B. 296, a bill to amend General Statutes 153-9 so as to authorize Perquimans County to levy certain special taxes.

Referred to Committee on Finance.

H. B. 367, a bill to require the directors of the budget to review plans and specifications in the light of economic conditions of the construction industry in the area of the project.

Referred to Committee on State Government.

H. B. 374, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Kelford.

Referred to Committee on Finance.

H. B. 385, a bill to amend Chapter 133 of the General Statutes so as to include public utilities projects within the classes of public works upon which preparation of plans shall be prepared by a registered architect or registered engineer.

Referred to Committee on Public Utilities.

H. B. 451, a bill to validate past ad valorem tax levies of the town of Spruce Pine and amend General Statutes 160-402, as it applies to the town of Spruce Pine, so as to increase the limitation on the levy of taxes for general purposes to two dollars per one hundred dollars valuation.

Referred to Committee on Finance.

H. B. 458, a bill to exempt Buncombe County from the provisions of Article 6 of Chapter 87 of the General Statutes, relating to water well contractors.

Referred to Committee on Local Government.

H. R. 574, a joint resolution commemorating the first meeting of a Legislative Body in North Carolina after the granting by King Charles II of the Carolina Charter of 1663, and memorializing the Sir Walter Raleigh Chapter of the Daughters of the Revolution.

Upon motion of Senator Aydlett, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

#### SPECIAL ORDER

The hour having arrived for the consideration of the Special Order of the day, the President of the Senate lays before the Senate S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, upon second reading.

Senator Simmons offers an amendment, held not to be material, which fails of adoption.

Senator Midgett states for the record that he is opposed to the name change in the bill but votes for the bill.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 226, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Surry.

Upon motion of Senator Snow, the Committee substitute bill is adopted, this constituting the first reading of the bill, and the bill remains upon the Calendar for its second roll call reading.

S. B. 227, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditures by Counties", the same relating to a watershed improvement program in Surry County, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—48.

S. B. 248, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Transylvania County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 279, a joint resolution commending and expressing appreciation for the contributions and services rendered by the Greensboro Historical Museum.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 417, a bill authorizing the town of Sharpsburg to sell at private sale certain land not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 469, a bill to promote safety on the highways of Hertford County by prohibiting the discharge of rifles having a bore larger than .22 caliber, or any center fire rifle on the right-of-way of public roads in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 243, a bill to amend Chapter 18 of the General Statutes relating to beer and wine elections.

Upon motion of Senator Martin, the bill is re-referred to the Committee on Propositions and Grievances.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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#### SIXTY-THIRD DAY

SENATE CHAMBER,  
Friday, April 19, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Martin for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 574, a joint resolution commemorating the first meeting of a legislative body in North Carolina after the granting by King Charles II of the Carolina Charter of 1663, and memorializing the Sir Walter Raleigh Chapter of the Daughters of the Revolution.

S. B. 71, an act relating to the validation of certain acts of substituted trustees in deeds of trust.

S. B. 117, an act to clarify the negotiable instruments law relating to place of presentment.

S. B. 118, an act to enable trustees to obtain interest upon funds awaiting investment.

S. B. 130, an act to amend Chapter 95 of the General Statutes of North Carolina.

S. B. 140, an act to amend General Statutes 119-23 to end diversion of highway use motor fuels inspection fees to general fund purposes.

S. B. 249, an act to amend Chapter 863 of the Session Laws of 1961 relating to the taking of game from public highways in Edgecombe County.

H. B. 157, an act amending General Statutes 108-11 relating to county boards of public welfare.

H. B. 158, an act to amend General Statutes 108-38 relating to county administrative expenses for public assistance purposes.

H. B. 363, an act relating to the appointment of assistant clerks of the Superior Court of Orange County.

H. B. 416, an act to amend Article 6, Chapter 87, of the General Statutes, relating to water well contractors, so as to include Nash County.

H. B. 417, an act authorizing the town of Sharpsburg to sell at private sale certain land not needed for municipal purposes.

H. B. 469, an act to promote safety on the highways of Hertford County by prohibiting the discharge of rifles having a bore larger than .22 caliber, or any center fire rifle on the right-of-way of public roads in said county.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 260, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse, with a favorable report.

S. B. 294, a bill to amend General Statutes 105-163.11 so as to make the time for filing State income tax returns of commercial fishermen the same as that now provided for filing Federal income tax returns, with a favorable report, as amended.

By Senator Propst, for the Committee on Local Government:

S. B. 285, a bill to establish a separate office of tax collector in Northampton County, with a favorable report.

S. B. 287, a bill to authorize the board of commissioners of the town of Candor to sell growing timber and certain real estate at private sale or upon sealed bids, with a favorable report.

S. B. 309, a bill providing for the presentation to the tax supervisor of Moore County of deeds and other instruments prior to registration, with a favorable report.

H. B. 186, a bill to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office, with a favorable report.

H. B. 308, a bill relating to the disposition of dog taxes collected in Wake County, with a favorable report.

H. B. 429, a bill to provide that it shall not be necessary for the chief of police of the town of Aulander to reside within the town limits, with a favorable report.

H. B. 463, a bill to consolidate the offices of tax collector and tax supervisor in Wake County, with a favorable report.

H. B. 464, a bill to create a peace officers' relief fund for the county of Caswell, with a favorable report.

H. B. 485, a bill to provide that the town clerk of the town of Maxton need not be a qualified resident and voter therein, with a favorable report.

H. B. 491, a bill relating to the adoption of a standard form of agricultural lien and fixing the fees for recording same in Beaufort County, with a favorable report.

H. B. 494, a bill to authorize the Mecklenburg County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of real property, with a favorable report.

H. B. 499, a bill relating to the punishment for public drunkenness in Chowan County, with a favorable report.

H. B. 504, a bill to authorize the Avery County Board of Commissioners to prescribe uniforms for deputy sheriffs and township constables, with a favorable report.

H. B. 458, a bill to exempt Buncombe County from the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

H. B. 243, a bill to amend Chapter 18 of the General Statutes relating to beer and wine elections, with a favorable report.

S. B. 210, a bill authorizing the establishing of a town liquor control store in the town of Bunn upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

By Senator Belk, for the Committee on Public Roads:

S. B. 244, a bill to amend General Statutes 20-23 to exempt certain out-of-State speeding convictions from driver license suspension or revocation action by the commissioner of motor vehicles, with a favorable report.

S. B. 254, a bill to enable municipalities to collect domestic and commercial refuse and street rubbish in trailers, with a favorable report.

By Senator Scott, for the Committee on Rules:

S. B. 291, a bill to create the Commission on the Dedication of the State Legislative Building, with a favorable report, as amended.

Upon motion of Senator Scott, the bill is placed upon today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Saunders: S. B. 312, a bill to amend Chapter 997 of the Session Laws of 1959 relating to the compensation of the register of deeds of Moore County. Referred to Committee on Salaries and Fees.

By Senator Williams: S. B. 313, a bill to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms.

Referred to Committee on Judiciary No. 1.

By Senator Brantley: S. B. 314, a bill to provide that it shall not be necessary for the chief of police or any policeman of any city or town in Polk County to reside within the town limits.

Referred to Committee on Local Government.

By Senators Aydtlett and Martin: S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed.

Referred to Committee on Judiciary No. 2.

By Senator Story: S. B. 316, a bill to permit the town of North Wilkesboro to release any interest it and the public generally may have in certain lands for the purpose of permitting Hinshaw Street Baptist Church to use a portion of a certain fifteen foot alley in the town of North Wilkesboro for church purposes.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 205, a bill to classify self-propelled vehicles equipped with living or sleeping facilities as private passenger vehicles.

Referred to Committee on Public Roads.

H. B. 448, a bill to amend General Statutes 20-141.3 relating to revocation of motor vehicle drivers' licenses upon conviction of prearranged racing.

Referred to Committee on Highway Safety.

H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments.

Referred to Committee on Finance.



H. B. 487, a bill to authorize county tax supervisors to divulge certain information to representatives of the North Carolina Department of Revenue.

Referred to Committee on Finance.

H. B. 496, a bill to prohibit the operation of motor boats in such manner as to be dangerous to others and to prohibit actions which create hazards to water safety in Lake James in Burke and McDowell Counties.

Referred to Committee on Wildlife.

H. B. 538, a bill to change the open season for fox hunting in Hoke County.

Referred to Committee on Wildlife.

H. B. 544, a bill to regulate the hunting of red foxes in Haywood County.

Referred to Committee on Wildlife.

S. B. 9, a bill to give county and city boards of education discretionary authority to allow school buildings, including lunchrooms and cafeterias of the public school system, to be used for other than school purposes, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 577, a bill to amend Chapter 67, Session Laws of 1963, relating to the incorporation of the town of Topsail Beach, North Carolina.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Thursday, April 18, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 115 entitled "a bill to be entitled an act to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said Article applicable to forestry management, development, and improvement," and requests conferees. Mr. Speaker Blue has appointed Representatives Uzzell, Newman and Bennett of Yancey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as Conferees on the part of the Senate, Senators Midgett and Long, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 227, a bill pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditures by Counties", the same relating to a watershed improvement program in Surry County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered sent to the House of Representatives.

Senate Committee substitute for S. B. 226, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Surry, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

S. B. 268, a bill to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Duke University to close a part of Elf Street for private purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 283, a bill to amend Chapter 327 of the Session Laws of 1961 relating to the method of nomination and selection of the members of the board of education of Columbus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 290, a bill extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 304, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Columbus County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 178, a bill abolishing trials by jury in the recorder's court of Granville County and providing for transfers to the Superior Court upon demand for jury trial.

Passes its second and third readings and is ordered enrolled.

H. B. 215, a bill establishing the compensation of the clerk of Superior Court of Henderson County as ex-officio law librarian of the Henderson County Law Library.

Passes its second and third readings and is ordered enrolled.

H. B. 376, a bill to prohibit the use of rifles in deer hunting in Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 406, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from certain streets and highways in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 411, a bill to fix the compensation of the county commissioners of Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 470, a bill to amend Article 20B of Chapter 153 of the General Statutes relating to zoning and regulation of buildings so as to provide that this Article shall apply to New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 473, a bill to repeal Chapter 198 of the Session Laws of 1957 relating to fishing in certain creeks in Warren County.

Passes its second and third readings and is ordered enrolled.

H. B. 475, a bill relating to the salaries of the Judge, prosecuting attorney and clerk of the Vance County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 476, a bill fixing the salaries and expense allowance of certain officials of Vance County.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—43.

The bill is ordered sent to the House of Representatives.

S. B. 213, a bill to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—43.

S. B. 212, a bill to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—43.

S. B. 217, a bill to authorize counties to levy special assessments for the construction, reconstruction, and extension of water and sewerage systems, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hol-lowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—43.

S. B. 300, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to warehousing by wholesale distributors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child.

Upon motion of Senator Morgan of Harnett, action on the bill is postponed until Monday, April 22, 1963.

S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations.

Upon motion of Senator Morgan of Harnett, action on the bill is postponed until Monday, April 22, 1963.

S. B. 136, a bill to require all North Carolina motor vehicle operators to sign a safety agreement or pledge.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday.

The amendment offered by the Committee is adopted.

Senator Bailey offers an amendment, which is adopted.

The bill passes its second reading.

Upon objection of Senator Jones to its third reading, the bill remains upon the Calendar.

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Upon motion of Senator Johnston, action on the bill is postponed until Tuesday, April 23, 1963.

S. R. 235, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties.

The amendment offered by the Committee is adopted.

The resolution, as amended, passes its second and third readings and is ordered engrossed.

S. B. 271, a bill to amend Chapter 131 of the General Statutes relating to student loans administered by the Medical Care Commission to delete the requirement that students of nursing agree to practice in a rural area of the State.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 274, a bill to amend Chapter 102 of the General Statutes of North Carolina in regard to removing restrictions on the registration of land maps and land conveyance containing points in boundaries defined by coordinates of the North Carolina coordinate system.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 275, a bill to amend Section 8-19 of the General Statutes of North Carolina pertaining to the survey and registration of a plat of contiguous boundaries of land.

The amendment offered by the Committee is adopted.

Upon motion of Senator Long, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift.

Upon motion of Senator Williams, the bill is re-referred to the Committee on Judiciary No. 1.

S. R. 282, a Senate resolution urging the President of the University of North Carolina and the Chancellor of North Carolina State College to give serious consideration to the reinstatement of the annual Dixie Classic Basketball Tournament

The amendment offered by the Committee is adopted.

Upon motion of Senator White, the resolution and its amendment are laid upon the table.

S. B. 286, a bill to authorize the board of county commissioners to determine the divisions for keeping tax records.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 291, a bill to create the Commission on the Dedication of the State Legislative Building.

Upon motion of Senator Scott, the amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment, by special messenger.

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964.

Upon motion of Senator Hatcher, action on the bill is postponed until Tuesday, April 23, 1963.

H. B. 187, a bill relating to the liability of landowners to hunters, fishermen, trappers, campers, hikers and other recreation users.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

The bill passes its second reading.

Upon objection of Senator Martin to its third reading, the bill remains upon the Calendar for its third reading, for Tuesday, April 23, 1963.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

The bill passes its second reading.

Upon objection of Senator Walton to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 370, a bill to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00.

The bill passes its second reading.

Upon objection of Senator Warren to its third reading, the bill remains upon the Calendar for its third reading.

H. B. 437, a bill relating to the netting of suckers and forage fish in Haw River, Deep River, Cape Fear River and Rocky River, in Lee and Chatham Counties.

Passes its second and third readings and is ordered enrolled.

H. R. 573, a joint resolution commending William Edmundson, Quaker preacher, for the conducting of the first Friend's Service in Proprietary Carolina, in 1672.

Upon motion of Senator Johnston, action on the resolution is postponed indefinitely.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be discussed, and adjournment will be until Monday evening at 8:00 o'clock in the State Capitol Building.

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#### SIXTY-FOURTH DAY

SENATE CHAMBER,  
Saturday, April 20, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President T. Clarence Stone and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet in the State Capitol Building Monday evening at 8 o'clock.

## SIXTY-FIFTH DAY

SENATE CHAMBER,  
STATE CAPITOL,  
Monday, April 22, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Ralph Kirkpatrick, Jr., and Mr. and Mrs. Dover Isley of Alamance County, and Lisa Kirkpatrick is made an honorary page of the Senate.

Upon motion of Senator White, the rules of the 1961 Senate are adopted as temporary rules for today.

## ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives.

S. B. 271, a bill to amend Chapter 131 of the General Statutes relating to student loans administered by the Medical Care Commission to delete the requirement that students of nursing agree to practice in a rural area of the State.

S. B. 136, a bill to require all North Carolina motor vehicle operators to sign a safety agreement of pledge.

S. R. 235, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators James, Simmons, Morgan of Harnett, Williams, Brantley, Hollowell, Harrington, Saunders, Yates, Story, Jones, Johnston, Humber, Belk, Walton, Morgan of Cleveland, Warren, MacLean, Propst, Gurganus, Shelton, Jordan, Snow, Hatcher, Bailey and Strong: S. B. 317, a bill to amend General Statutes 113-143 relating to exemption from fishing licenses.

Referred to Committee on Wildlife.

By Senator Aydlett: S. B. 318, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property.

Referred to Committee on State Government.

By Senator Aydlett: S. B. 319, a bill to provide for payments by the State of North Carolina to counties and municipalities in recognition of the local governmental costs resulting from the presence of State-owned property.

Referred to Committee on State Government.

By Senator Kirby: S. B. 320, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes.

Referred to Committee on Counties, Cities and Towns.

By Senator Saunders: S. B. 321, a bill to amend Chapter 993 of the Session Laws of 1949 to provide for better safety on streets, roads and highways in Pinehurst, Moore County, North Carolina.

Referred to Committee on Highway Safety.

50 MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 285, a bill to revise the eligibility requirements for municipal street aid funds.

Referred to Committee on Public Roads.

H. R. 306, a joint resolution providing for the election of John Wesley Umstead, Jr., as an honorary, lifetime member of the board of trustees of the University of North Carolina.

Referred to Committee on University Trustees.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis.

Referred to Committee on Finance.

H. B. 341, a bill to permit personal representatives to sell undivided interests of decedents in real property to make assets for the payment of debts by petition for partition.

Referred to Committee on Judiciary No. 2.

H. B. 440, a bill to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 442, a bill to amend various sections of the Workmen's Compensation Act.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 444, a bill to amend the Workmen's Compensation Act in relation to settlement agreements.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 446, a bill to amend the Workmen's Compensation Act to provide compensation for disability or death resulting from exposure to radioactive materials.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 457, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Buncombe to appoint an assistant coroner for Buncombe County.

Referred to Committee on Local Government.

H. B. 492, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to permit any county to adopt a modern loose-leaf and full time permanent registration system of voters.

Referred to Committee on Election Laws and Legislative Representation.



H. B. 497, a bill to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties.

Referred to Committee on Conservation and Development.

H. B. 500, a bill to repeal Chapter 80, Session Laws of 1959 relating to nominations of mayor and members of the board of commissioners of the town of Hayesville by primary.

Referred to Committee on Local Government.

H. B. 513, a bill to amend Chapter 173 of the Private Laws of 1927, as amended, relating to the charter of the Fayetteville graded schools.

Referred to Committee on Local Government.

H. B. 515, a bill to make the general law relating to absentee ballots and markers applicable to Graham County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 526, a bill to authorize the Craven County Board of Equalization and Review to sit as long as necessary to hear appeals from assessed valuations of property.

Referred to Committee on State Government.

H. B. 532, a bill to amend General Statutes 47-30, General Statutes 47-32, and General Statutes 47-32.2 relating to plats and subdivisions of land surveys, so as to exempt Rockingham County from the provisions thereof.

Referred to Committee on Local Government.

H. B. 543, a bill prescribing and regulating the salaries and emoluments of certain officers of Granville County.

Referred to Committee on Salaries and Fees.

H. B. 545, a bill to amend Chapter 500 of the 1961 Session Laws as to expenditure by the Burlington-Graham Board of Alcoholic Control for law enforcement and education.

Referred to Committee on Education.

H. B. 546, a bill to establish salaries for certain officials of Camden County.

Referred to Committee on Local Government.

H. B. 584, a bill to validate the notarial acts of Hermine A. Ramsey, Notary Public, from October 28, 1961 to October 17, 1962.

Referred to Committee on Judiciary No. 2.

H. B. 549, a bill to amend Section 117 of Article 13 of Chapter 131 of the General Statutes of North Carolina to eliminate the nomination of a member of the Medical Care Commission by the North Carolina Dental Society.

Referred to Committee on Judiciary No. 1.

H. B. 550, a bill to amend Section 16 of Article 9 of Chapter 35 of the General Statutes of North Carolina to eliminate the provision for a representative of the Dental Society of the State of North Carolina as a member of the Mental Health Council.

Referred to Committee on Judiciary No. 1.

H. B. 556, a bill relating to the appointment of an assistant clerk of the Superior Court of Yancey County.

Referred to Committee on Local Government.

H. B. 557, a bill relating to the appointment of an assistant county accountant of Yancey County.

Referred to Committee on Counties, Cities and Towns.

S. B. 100, a bill relating to reporting cancer cases to the State Board of Health, for concurrence in the House amendment.

Upon motion of Senator James, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 226, a bill concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Surry, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitely, Williams, Yates—45.

The bill is ordered sent to the House of Representatives.

S. B. 260, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the County Courthouse, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

S. B. 210, a bill authorizing the establishing of a town liquor control store in the town of Bunn upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 287, a bill to authorize the board of commissioners of the town of Candor to sell growing timber and certain real estate at private sale or upon sealed bids.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 285, a bill to establish a separate office of tax collector in Northampton County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 186, a bill to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

Passes its second and third readings and is ordered enrolled.

S. B. 309, a bill providing for the presentation to the tax supervisor of Moore County of deeds and other instruments prior to registration.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 308, a bill relating to the disposition of dog taxes collected in Wake County. Passes its second and third readings and is ordered enrolled.

H. B. 429, a bill to provide that it shall not be necessary for the chief of police of the town of Aulander to reside within the town limits.

Passes its second and third readings and is ordered enrolled.

H. B. 458, a bill to exempt Buncombe County from the provisions of Article 6 of Chapter 87 of the General Statutes, relating to water well contractors.

Passes its second and third readings and is ordered enrolled.

H. B. 463, a bill to consolidate the offices of tax collector and tax supervisor in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to create a peace officers' relief fund for the county of Caswell.

Passes its second and third readings and is ordered enrolled.

H. B. 485, a bill to provide that the town clerk of the town of Maxton need not be a qualified resident and voter therein.

Passes its second and third readings and is ordered enrolled.

H. B. 491, a bill relating to the adoption of a standard form of agricultural lien and fixing the fees for recording same in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 494, a bill to authorize the Mecklenburg County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of real property.

Passes its second and third readings and is ordered enrolled.

H. B. 499, a bill relating to the punishment for public drunkenness in Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 504, a bill to authorize the Avery County Board of Commissioners to prescribe uniforms for deputy sheriffs and township constables.

Passes its second and third readings and is ordered enrolled.

S. B. 212, a bill to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

The bill is ordered sent to the House of Representatives.

S. B. 213, a bill to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington,

Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

The bill is ordered sent to the House of Representatives.

S. B. 217, a bill to authorize counties to levy special assessments for the construction, reconstruction, and extension of water and sewerage systems, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—45.

The bill is ordered sent to the House of Representatives.

S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday.

Senator Jones offers an amendment, which is adopted.

Senator Strong offers an amendment, which fails of adoption.

Senator Johnston offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

Upon motion of Senator Walton, action on the bill is postponed until Wednesday, April 24, 1963.

H. B. 370, a bill to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00.

Upon motion of Senator Garriss, action on the bill is postponed until Tuesday, April 23, 1963.

S. B. 244, a bill to amend General Statutes 20-23 to exempt certain out-of-state speeding convictions from driver license suspension or revocation action by the Commissioner of Motor Vehicles.

Senator Hollowell moves that the bill be re-referred to the Committee on Highway Safety.

The motion fails to prevail.

The bill passes its second reading.

Upon objection of Senator Hollowell to its third reading, the bill remains upon the Calendar.

S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when

requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 254, a bill to enable municipalities to collect domestic and commercial refuse and street rubbish in trailers.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 294, a bill to amend General Statutes 105-163.11 so as to make the time for filing State income tax returns of commercial fishermen the same as that now provided for filing Federal income tax returns.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 243, a bill to amend Chapter 18 of the General Statutes relating to beer and wine elections.

Passes its second and third readings and is ordered enrolled.

#### REMARKS OF SENATOR CURRIE

Upon motion of Senator Currie, the following remarks are ordered spread upon the Journal:

*Mr. President:*

At the Friday Session of the Senate, in the discussion of a resolution concerning basketball, a member of the Senate in an impassioned manner, made, I believe, ill-founded and untrue charges about the amateur status of the representatives of Duke University on its basketball squad, intimating some similarity between the Duke squad and that of the "New York Knickerbockers".

For this serious charge to be made on the floor of the Senate of North Carolina by a responsible member of the Senate about the representatives of a great private institution, such as Duke University, is not a matter that can go unchallenged. Duke University is in no way responsible to or dependent upon the General Assembly of North Carolina, but it would hope that it might expect from the General Assembly of North Carolina, possibly, understanding and perhaps gratitude. Its student body comes from all over the world, only 25% from North Carolina. Yet on the 1962 squad there were four North Carolina boys. The team won 3rd place in the nation. It deserved and received the applause of this body by formal resolution in February on its departure for the National Tournament and again for its achievements there. It is significant to note that in the last 4 years no member of Duke University's basketball squad has dropped out of school, and 4 members this spring made the Deans List; a high honor for any university student.

Now, Mr. President, I repeat that in these tense times for charge of professionalism to be made about a college basketball team, especially one in national competition, by a responsible public official, is a serious matter. Such a charge gets nation-wide publicity. It is a matter of serious concern and trouble for the University administration, and must be cleared up in the records, as far as may be.

These young men, Jeff Mullins, Paschall Tison, William Buckley, Jr., Arthur B. Heyman, Ray Lawrence Cox, Frederick K. Schmidt, Dennis H. Ferguson, Frederick Cox, Frank Harrison, Jr., Ronald Herbster, Robert J. Jamesion, Brent G. Kitching, Glenn B. Mann, William Ulrich, Jr., and M. Scott Williamson won the applause of the State and nation and this Senate. This high acclaim, which we hailed so gladly, must not now be left to rest under a cloud unless there is support for the charges made. If there is such support we expect it to be brought out into the light of day.

Mr. President, I ask permission to insert this statement in the Journal.

Upon motion of Senator Scott, the Senate adjourns to meet in the Legislative Building tomorrow at 12 M.

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### SIXTY-SIXTH DAY

SENATE CHAMBER,  
Tuesday, April 23, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. James F. Heaton, Pastor of the Tabernacle Baptist Church, Raleigh, N. C.

Senator Shelton for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Mooresville Junior High School of Iredell County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the Stokesdale Junior High School of Guilford County.

Upon motion of Senator Garriss, the courtesies of the galleries are extended to the teachers and the students of the Star Elementary School of Montgomery County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to Carl Renfro of Wilson County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Mrs. Mandy White and Mrs. Fred Bradshaw of Halifax County.

The Chair extends the courtesies of the floor to former Senator Sam Basin of Caswell County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to the teachers and the students of the Clemmons School of Forsyth County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to the teachers and the students of the Conway School of Northampton County.

The Chair extends the courtesies of the floor to Honorable Lindsay C. Warren, former Senator of Beaufort County.

Upon motion of Senator Horton, the courtesies of the galleries are extended to the teachers and the students of the Pittsboro School of Chatham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mr. and Mrs. Hubert L. Wilson and Mr. and Mrs. W. C. Stallings of Durham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Bethesda Elementary School of Durham County.

#### ENROLLED BILLS

Senator Hollowell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

S. R. 102, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

S. B. 9, an act to give county and city boards of education discretionary authority to allow school buildings, including lunchrooms and cafeterias of the public school system, to be used for other than school purposes.

S. B. 100, an act relating to reporting cancer cases to the State Board of Health.

S. B. 237, an act requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Gaston County shall show thereon the source of the title.

S. B. 239, an act authorizing the Carteret County Board of Education to sell certain property at private sale.

S. B. 242, an act to amend Chapter 490 of the 1957 Session Laws relating to the corporate limits of the town of Mount Pleasant in Cabarrus County.

S. B. 243, an act to amend the charter of the city of Concord, Cabarrus County, North Carolina, by creating a civil service board.

S. B. 246, an act relating to the investment of funds by the board of cemetery commissioners for the city of Concord.

S. B. 272, an act to remove Northampton County from the provisions of General Statutes 14-346.1 relating to the sale of bay rum.

S. B. 278, an act to rewrite Chapter 550 of the Session Laws of 1959, relating to the election and terms of office of the members of the Shelby City Board of Education.

H. B. 178, an act abolishing trials by jury in the recorder's court of Granville County and providing for transfers to the Superior Court upon demand for jury trial.

H. B. 186, an act to fix the salaries of the clerk of the Superior Court, sheriff, and register of deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said clerk of Superior Court's office.

H. B. 215, an act establishing the compensation of the clerk of Superior Court of Henderson County as ex officio law librarian of the Henderson County Law Library.

H. B. 243, an act to amend Chapter 18 of the General Statutes relating to beer and wine elections.

H. B. 308, an act relating to the disposition of dog taxes collected in Wake County.

H. B. 376, an act to prohibit the use of rifles in deer hunting in Hoke County.

H. B. 406, an act to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from certain streets and highways in Craven County.

H. B. 411, an act to fix the compensation of the county commissioners of Davidson County.

H. B. 429, an act to provide that it shall not be necessary for the chief of police of the town of Aulander to reside within the town limits.

H. B. 437, an act relating to the netting of suckers and forage fish in Haw River, Cape Fear River and Rocky River, in Lee and Chatham Counties.

H. B. 458, an act to exempt Buncombe County from the provisions of Article 6 of Chapter 87 of the General Statutes, relating to water well contractors.

H. B. 463, an act to consolidate the offices of tax collector and tax supervisor in Wake County.

H. B. 464, an act to create a peace officers' relief fund for the county of Caswell.

H. B. 470, an act to amend Article 20B of Chapter 153 of the General Statutes relating to zoning and regulation of buildings so as to provide that this Article shall apply to New Hanover County.

H. B. 473, an act to repeal Chapter 198 of the Session Laws of 1957 relating to fishing in certain creeks in Warren County.

H. B. 475, an act relating to the salaries of the Judge, prosecuting attorney and clerk of the Vance County Recorder's Court.

H. B. 476, an act fixing the salaries and expense allowance of certain officials of Vance County.

H. B. 485, an act to provide that the town clerk of the town of Maxton need not be a qualified resident and voter therein.

H. B. 491, an act relating to the adoption of a standard form of agricultural lien and fixing the fees for recording same in Beaufort County.

H. B. 494 an act to authorize the Mecklenburg County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of real property.

H. B. 499, an act relating to the punishment for public drunkenness in Chowan County.

H. B. 504, an act to authorize the Avery County Board of Commissioners to prescribe uniforms for deputy sheriffs and township constables.

H. B. 577, an act to amend Chapter 67, Session Laws of 1963, relating to the incorporation of the town of Topsail Beach, North Carolina.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Agriculture:

S. B. 247, a bill to appropriate \$570,000 to the Consolidated University of North Carolina for the completion of the poultry and animal disease research



center at North Carolina State College in Raleigh, North Carolina, with a favorable report.

Upon motion of Senator Whitley, the bill is re-referred to the Committee on Appropriations.

S. B. 256, a bill to provide facilities needed to carry out the swine breeding research program at North Carolina State College in Raleigh, North Carolina, and to appropriate one hundred twelve thousand five hundred dollars for such purpose, with a favorable report.

Upon motion of Senator Whitley, the bill is re-referred to the Committee on Appropriations.

H. B. 333, a bill to amend General Statutes 153-9, relating to farm soil conservation work, so as to make the same applicable to Jackson County, with a favorable report.

By Senator Walton, for the Committee on Education:

H. B. 113, a bill to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county, with a favorable report, as amended.

By Senator Garriss, for the Committee on Judiciary No. 2:

H. B. 341, a bill to permit personal representatives to sell undivided interests of decedents in real property to make assets for the payment of debts by petition for partition, with a favorable report.

H. B. 479, a bill to allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting the Dixie Furniture Company, Incorporated, to cross a part of East Third Avenue and a part of Railroad Street for private purposes, with a favorable report.

H. B. 548, a bill to validate the notarial acts of Hermine A. Ramsey, Notary Public, from October 28, 1961 to October 17, 1962, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan, Saunders, Stikeleather, Aydlett and Shelton: S. B. 322, a bill relating to the Revenue Bond Financing of a project consisting of a Stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the Board of Trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue Revenue Bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the Executive Committee of such Board.

Referred to Committee on Judiciary No. 1.

By Senator Jordan: S. B. 323, a bill to amend Article 6 of Chapter 87 of the General Statutes relating to water well contractors so as to include Wake County.

Referred to Committee on Conservation and Development.

By Senator Jordan: S. B. 324, a bill to amend General Statutes 7-204 and to repeal Chapter 280 of the Public-Local Laws of 1917 relating to trials by jury in the recorder's court in Middle Creek Township in Wake County.

Referred to Committee on Judiciary No. 1.

By Senator Aydlett: S. B. 325, a bill to amend General Statutes 160-200 so as to clarify the authority of the municipalities to regulate itinerant merchants, peddlers, hawkers and solicitors.

Referred to Committee on Counties, Cities and Towns.

By Senator Aydlett: S. B. 326, a bill to amend General Statutes 160-200 so as to provide authority for municipalities to adopt by reference technical codes, standards, and regulations.

Referred to Committee on Counties, Cities and Towns.

By Senator Aydlett: S. B. 327, a bill to amend General Statutes 160-200 so as to authorize municipalities to adopt ordinances governing personnel administration and the conditions of employment of municipal employees.

Referred to Committee on Counties, Cities and Towns.

By Senators Clark and Long: S. B. 328, a bill to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses.

Referred to Committee on Education.

By Senators Jordan and Gurganus: S. R. 329, a joint resolution expressing gratitude to the Honorable Lindsay Carter Warren for his many years of unselfish public service, and welcoming him on his visit to the General Assembly.

Upon motion of Senator Jordan, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Whitley: S. B. 330, a bill to appropriate funds for the construction of a building to house educational, economic and cultural exhibits at the North Carolina State Fairgrounds.

Referred to Committee on Agriculture.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee Substitute for S. B. 195, a bill to amend Chapter 1184, Session Laws of 1949, and Chapter 347, Session Laws of 1953, so as to provide for a referendum upon the question of the election of the mayor and members of the city council of the city of Raleigh.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 291, a bill authorizing the State Board of Health to establish recommended minimum standards for the design, construction, operation and maintenance of public swimming pools.

Referred to Committee on Public Health.

H. B. 304, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog.

Referred to Committee on Judiciary No. 1.

H. B. 535, a bill to establish the boundary lines of the Lenoir School Administrative Unit, formerly designated as the Lenoir Graded School District.

Referred to Committee on Education.

H. B. 547, a bill to provide for the nomination and election of members of the board of education of McDowell County.

Referred to Committee on Education.

H. B. 561, a bill to authorize the city council of the city of Raleigh to fix the salary of the judge of the city court of the city of Raleigh between certain limits.

Referred to Committee on Salaries and Fees.

H. B. 564, a bill rewriting Section 7 of Chapter 8 of the Public-Local Laws of 1931, relating to the application of the Salisbury and Rowan County Peace Officers' Relief Fund, authorizing the payment of benefits from such fund to the widow of any member of the Salisbury and Rowan County Peace officers' Protective Association dying subsequent to March 31, 1963, and ratifying benefits heretofore paid from such fund by such association.

Referred to Committee on Insurance.

H. B. 566, a bill permitting the town of Spencer to extend the time for payment of special assessments.

Referred to Committee on Finance.

H. B. 587, a bill to amend Chapter 1146 of the Session Laws of 1949 relating to the allocation of net proceeds from the operation of Onslow County Alcoholic Beverage Control Stores.

Referred to Committee on Propositions and Grievances.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 260, a bill to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, Whitley, Williams, Yates, Yow—46.

The bill is ordered sent to the House of Representatives.

S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child.

Senator Warren offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 244, a bill to amend General Statutes 20-23 to exempt certain out-of-State speeding convictions from driver license suspension or revocation action by the commissioner of motor vehicles.

Senator James offers an amendment, which fails of adoption.

Senator Martin offers an amendment, which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

Upon motion of Senator Yow, action on the bill is postponed until Wednesday, April 24, 1963.

H. B. 370, a bill to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00.

Passes its third reading and is ordered enrolled.

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Senator Johnston offers an amendment.

Upon motion of Senator Johnston, action on the amendment and the bill is postponed until Tuesday, April 30, 1963.

H. B. 9, a bill to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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#### SIXTY-SEVENTH DAY

SENATE CHAMBER,  
Wednesday, April 24, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. B. Daniel Sapp, of the Episcopal Church, Raleigh, N. C.

Senator Horton for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the G. C. Hawley School of Granville County.

Upon motion of Senator White, the courtesies of the galleries are extended to Talbert Capps of Lenoir County.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Chocowinity High School of Beaufort County.

The President extends the courtesies of the floor to former Representative and Speaker of the House of Representatives Joe Hunt of Guilford County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Jack Watson of Robeson County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to Mr. and Mrs. Bob Barnett of Cleveland County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. P. C. Beatty, Mrs. V. L. Warren, and Mrs. Malcolm Shepherd of Alamance County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Oak Grove School of Durham County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Traphill Elementary School of Wilkes County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Mt. View Elementary School of Wilkes County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the Thompson Junior High School of Iredell County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the LaFayette High School of Harnett County.

Upon motion of Senator Propst, the courtesies of the floor are extended to former Representative and Speaker of the House of Representatives E. T. Bost, Jr. of Cabarrus County.

Upon motion of Senator Saunders, the courtesies of the floor are extended to former Senator Mosley Boyette of Moore County.

Upon motion of Senator Saunders, the courtesies of the floor are extended to former Senator Wilbur Currie of Moore County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 82, a bill to amend the juvenile court and adoption laws so as to create a presumption that a child born to a mother who has given birth to three children out of wedlock is under such improper guardianship as to endanger the morals and general welfare of such child.

S. B. 244, a bill to amend General Statutes 20-23 to exempt certain out-of-state speeding convictions from driver license suspension or revocation action by the Commissioner of Motor Vehicles.

S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations.

S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday.

S. B. 294, a bill to amend General Statutes 105-163.11 so as to make the time for filing State income tax returns of commercial fishermen the same as that now provided for filing Federal income tax returns.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 293, a bill to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the fire department of the town of Morganton, with a favorable report.

S. B. 316, a bill to permit the town of North Wilkesboro to release any interest it and the public generally may have in certain lands for the purpose of permitting Hinshaw Street Baptist Church to use a portion of a certain 15-foot alley in the town of North Wilkesboro for church purposes, with a favorable report.

S. B. 320, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes, with a favorable report.

H. B. 391, a bill to establish a public law library for public officials, courts and others in Caldwell County, with a favorable report, as amended.

H. B. 419, a bill to authorize the governing body of the town of Wallace to lease, purchase, sell or exchange certain lands at private sale or purchase, with a favorable report.

H. B. 428, a bill to authorize the board of county commissioners of Columbus County to cancel and abate certain interest and penalties on delinquent taxes in Columbus County, with a favorable report.

H. B. 478, a bill to provide for the nomination and election of the members of the board of commissioners for Chowan County according to candidates from the townships of said county, with a favorable report.

H. B. 502, a bill to restrict the territorial jurisdiction of township constables in Avery County, with a favorable report.

H. B. 509, a bill to amend the charter of the town of Proctorville in Robeson County, with a favorable report.

H. B. 557, a bill relating to the appointment of an assistant county accountant of Yancey County, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

H. B. 492, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to permit any county to adopt a modern loose-leaf and full time permanent registration system of voters, with a favorable report.

S. B. 276, a bill to amend General Statutes 163-50 relating to the oath required for change of party affiliation, with an unfavorable report.

H. B. 515, a bill to make the general law relating to absentee ballots and markers applicable to Graham County, with a favorable report.

S. B. 104, a bill fixing the order of rotation of candidates for the State Senate in the Senatorial District comprised of Catawba, Iredell, and Lincoln Counties, With a favorable report.

S. B. 297, a bill to repeal General Statutes 163-172 and General Statutes 163-173 and to amend General Statutes 163-174 so as to eliminate the appointment and use of official markers in general elections, with an unfavorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 167, a bill relating to the taxation of production credit associations, with a favorable report.

H. B. 296, a bill to amend General Statutes 153-9 so as to authorize Perquimans County to levy certain special taxes, with a favorable report.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, with a favorable report.

H. B. 374, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Kelford, with a favorable report.

H. B. 451, a bill to validate past ad valorem tax levies of the town of Spruce Pine and amend General Statutes 160-402, as it applies to the town of Spruce Pine, so as to increase the limitation on the levy of taxes for general purposes to two dollars per one hundred dollars valuation, with a favorable report.

H. B. 487, a bill to authorize county tax supervisors to divulge certain information to representatives of the North Carolina Department of Revenue, with a favorable report.

H. B. 503, a bill requiring the payment of delinquent taxes in Avery County before recording deeds conveying property subject to delinquent taxes, with a favorable report.

By Senator James, for the Committee on Public Health:

S. B. 208, a bill to appropriate funds for the treatment of children suffering from cystic fibrosis, with an unfavorable report as to bill, favorable report as to committee substitute bill.

Upon motion of Senator James, the bill is re-referred to the Committee on Appropriations.

By Senator Jordan, for the Committee on Insurance:

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits, with a favorable report.

H. B. 564, a bill rewriting Section 7 of Chapter 8 of the Public Local laws of 1931, relating to the application of the Salisbury and Rowan County Peace Officers' Relief Fund, authorizing the payment of benefits from such fund to the widow of any member of the Salisbury and Rowan County Peace Officers' Protective Association dying subsequent to March 31, 1963, and ratifying benefits heretofore paid from such fund by such association, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Johnston and Bailey: S. B. 331, a bill to authorize county and city boards of education to purchase annuity contracts for their employees.

Referred to Committee on Retirement, Employment Security.

By Senator Jordan: S. B. 332, a bill to amend Chapter 58, Article 22, of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance.

Referred to Committee on Insurance.

By Senator Hatcher, by request: S. B. 333, a bill to authorize the qualified voters of the city of Morganton to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in the city of Morganton.

Referred to Committee on Propositions and Grievances.

By Senator Hamilton: S. B. 334, a bill to repeal Chapter 1088 of the Session Laws of 1961 relating to the establishing of a public hospital for Carteret County, and to defer other action until bond referendum may be had.

Referred to Committee on Counties, Cities and Towns.

By Senators Hamilton and Warren: S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors.

Referred to Committee on Judiciary No. 2.

By Senators Yates and Brantley: S. B. 336, a bill relating to establishment of garbage facilities in Transylvania County.

Referred to Committee on Local Government.

By Senator Clark: S. B. 337, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

Referred to Committee on State Government.

By Senator Walton: S. B. 338, a bill to fix the salaries and expense allowances of certain officials and employees in Brunswick County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 525, a bill to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County.

Referred to Committee on Counties, Cities and Towns.

H. B. 565, a bill making Chapter 224 of the Private Laws of 1927, conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor, applicable to the town of Spencer; and to confer supplementary power on said town of Spencer to construct and install, or contract for the construction and installation of curbs and gutters and paving on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved, and prescribing the procedure therefor.

Referred to Committee on Counties, Cities and Towns.

H. B. 584, a bill to authorize the qualified voters of the city of Lenoir to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 333, a bill to amend General Statutes 153-9 relating to farm soil conservation work, so as to make the same applicable to Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 479, a bill to allow the city of Lexington to release any interest it and the public generally may have to certain lands for the purpose of permitting the Dixie



Furniture Company, Incorporated, to cross a part of East Third Avenue and a part of Railroad Street for private purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

Upon motion of Senator Yow, action on the bill is postponed until Monday, April 29, 1963.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

Upon motion of Senator Walton, action on the bill is postponed until Thursday, April 25, 1963.

H. B. 113, a bill to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 341, a bill to permit personal representatives to sell undivided interests of decedents in real property to make assets for the payment of debts by petition for partition.

Passes its second and third readings and is ordered enrolled.

H. B. 548, a bill to validate the notarial acts of Hermine A. Ramsey, Notary Public, from October 28, 1961 to October 17, 1962.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### SIXTY-EIGHTH DAY

SENATE CHAMBER,  
Thursday, April 25, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Williams for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Belk, the courtesies of the galleries are extended to forty ladies from the Mecklenburg County League of Women Voters of Mecklenburg County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Mrs. John W. Moseley and Miss Marion Moseley, daughter and granddaughter of Senator White of Lenoir County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to John Lautares of Pitt County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Elmer Daniels, Jack Bishop, John Morris and Mr. King of Edgecombe County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to twenty-four members of the Retired Mens Club of Edgecombe County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to Mrs. Borden Bevis of Tampa, Florida, Miss Alice Reardon and Mrs. John J. Reardon of Wake County.

Upon motion of Senators Warren and Whitley, the courtesies of the galleries are extended to the teachers and the students of the Carver High School of Wayne County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to the teachers and the students of the Ridgecrest School of Stanly County.

Upon motion of Senator Williams, the courtesies of the floor are extended to former Senator and President pro tempore W. E. Smith of Stanly County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to the teachers and the students of the Williamston High School of Martin County.

Upon motion of Senator Brantley, the courtesies of the galleries are extended to Mr. and Mrs. H. B. Frankenfield, Mrs. Bethune of Polk County, and William G. Frankenfield and Sue Carol Frankenfield are made honorary pages of the Senate.

The Chair extends the courtesies of the galleries to the teachers and the students of the Williamsburg School of Rockingham County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to thirty-nine members of the Alamance County Home Demonstration Club of Alamance County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Pleasant Grove Union School of Alamance County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the Friendly Home Demonstration Club of Harnett County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the Shawtown High School of Harnett County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to a delegation from the League of Women Voters of Durham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to ten ladies from the Junior League of Durham County.

#### ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 329, a joint resolution expressing gratitude to the Honorable Lindsay Carter Warren for his many years of unselfish public service, and welcoming him on his visit to the General Assembly.

S. B. 188, an act to authorize the qualified voters of the town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said town and to prescribe the disposition of the net profits thereof.

S. B. 195, an act to amend Chapter 1184, Session Laws of 1949, and Chapter 347, Session Laws of 1953, so as to provide for a referendum upon the question of the election of the mayor and members of the city council of the city of Raleigh.

S. B. 269, an act to correct and establish the corporate limits of the town of Faith in Rowan County, North Carolina.

H. B. 9, an act to require seat safety belts for all new motor vehicles registered in North Carolina and manufactured, assembled or sold after January 1, 1964.

H. B. 370, an act to increase the sum upon which competitive bids for public contracts are required from \$15,000.00 to \$20,000.00.

H. B. 333, an act to amend General Statutes 153-9, relating to farm soil conservation work, so as to make the same applicable to Jackson County.

H. B. 341, an act to permit personal representatives to sell undivided interests of decedents in real property to make assets for the payment of debts by petition for partition.

H. B. 479, an act to allow the city of Lexington to release any interest it and the public generally may have in certain lands for the purpose of permitting the Dixie Furniture Company, Incorporated, to cross a part of East Third Avenue and a part of Railroad Street for private purposes.

H. B. 548, an act to validate the notarial acts of Hermine A. Ramsey, Notary Public, from October 28, 1961 to October 17, 1962.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

S. B. 328, a bill to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses, with a favorable report.

Upon motion of Senator Long, the bill is re-referred to the Committee on Appropriations.

H. B. 535, a bill to establish the boundary lines of the Lenoir School Administrative Unit, formerly designated as the Lenoir Graded School District, with a favorable report.

H. B. 545, a bill to amend Chapter 500 of the 1961 Session Laws as to expenditure by the Burlington-Graham Board of Alcoholic Control for law enforcement and education, with a favorable report.

H. B. 547, a bill to provide for the nomination and election of members of the board of education of McDowell County, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 324, a bill to amend General Statutes 7-204 and to repeal Chapter 280 of the Public-Local Laws of 1917 relating to trials by jury in the recorder's court in Middle Creek Township in Wake County, with a favorable report.

H. B. 304, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog, with a favorable report.

H. B. 549, a bill to amend Section 117 of Article 13 of Chapter 131 of the General Statutes of North Carolina to eliminate the nomination of a member of the Medical Care Commission by the North Carolina Dental Society, with a favorable report.

H. B. 550, a bill to amend Section 61 of Article 9 of Chapter 35 of the General Statutes of North Carolina to eliminate the provision for a representative of the Dental Society of the State of North Carolina as a member of the Mental Health Council, with a favorable report.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 321, a bill to amend Chapter 993 of the Session Laws of 1949 to provide for better safety on streets, roads and highways in Pinehurst, Moore County, North Carolina, with a favorable report.

H. B. 448, a bill to amend General Statutes 20-141.3 relating to revocation of motor vehicle drivers' licenses upon conviction of prearranged racing, with a favorable report.

By Senator Clark, for the Committee on State Government:

H. B. 201, a bill to remove the Industrial Commission from the Department of Labor, with a favorable report.

H. B. 424, a bill to require that flagpoles be erected on State Parks, and that flags of the State of North Carolina and of the United States of America be displayed thereon, with a favorable report.

H. B. 526, a bill to authorize the Craven County Board of Equalization and Review to sit as long as necessary to hear appeals from assessed valuations of property, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

S. B. 163, a bill to redefine the term "motorboat" as the same is used in the North Carolina Motorboat Act, with a favorable report.

S. B. 311, a bill to prohibit the taking of game from public highways in Rich Square Township, Northampton County, with a favorable report.

H. B. 263, a bill to prevent the taking of deer with the aid of boats, with a favorable report.

H. B. 538, a bill to change the open season for fox hunting in Hoke County, with a favorable report.

H. B. 544, a bill to regulate the hunting of red foxes in Haywood County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Clark, Morgan of Cleveland, Hanes and Jones: S. B. 339, a bill to create a legislative council in North Carolina.

Referred to Committee on State Government.

By Senator Jordan: S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

Referred to Committee on Insurance.

By Senator Brantley: S. B. 341, a bill to appoint trustees of the Tryon City Administrative School Unit in Polk County.

Upon motion of Senator Brantley, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Yates and Brantley: S. B. 342, a bill to amend H. B. 298, relating to the power of eminent domain in connection with small watershed programs in the county of Rowan so as to include Transylvania County.

Referred to Committee on Conservation and Development.

By Senator Hanes: S. B. 343, a bill amending Chapter 224 of the Private Laws of 1927 entitled "an act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the cost thereof", as amended, as the same relates to the city of Winston-Salem.

Referred to Committee on Local Government.

By Senator Strong, by request: S. B. 344, a bill to amend the charter of the town of Gibsonville.

Referred to Committee on Local Government.

By Senator Strong: S. B. 345, a bill to provide that the course of study required for graduation from the high schools of North Carolina shall include a course in North Carolina History and a course in American History to include an intensive comparative study of "Freedom versus Communism".

Referred to Committee on Education.

By Senators James and Hatcher: S. B. 346, a bill to appropriate funds to provide for a fifteen percent salary increase for State Highway Patrol personnel.

Referred to Committee on Appropriations.

By Senators Story and Strong: S. B. 347, a bill to require that judges of the Superior Court shall be elected from judicial districts in which they reside.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Strong and Story: S. B. 348, a bill to provide the conditions under which the wife may take the two thousand dollar (\$2,000.00) State income tax exemption and to establish procedure for such.

Referred to Committee on Finance.

By Senator Hamilton: S. B. 349, a bill to provide for the filling of vacancies of certain offices in Carteret County.

Upon motion of Senator Hamilton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 516, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Transylvania County.

Referred to Committee on Judiciary No. 2.

H. B. 595, a bill to prohibit the manipulation of water skis and similar devices in the vicinity of swimmers.

Referred to Committee on Wildlife.

H. B. 602, a bill to amend General Statutes 153-40 relating to the compensation of the clerk of the board of county commissioners so as to include McDowell County.

Referred to Committee on Salaries and Fees.

H. B. 604, a bill to authorize the board of county commissioners of Swain County to turn into the general fund taxes collected for the year 1957 and prior years.

Referred to Committee on Local Government.

H. B. 607, a bill authorizing the city of Lexington and the city of Thomasville to grant easements in land owned by said cities as part of their joint water supply system.

Upon motion of Senator Garriss, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 616, a bill to promote the safety of skin divers at Lake James.

Referred to Committee on Wildlife.

H. B. 617, a bill to prohibit skiing within fifty yards of fishermen.

Referred to Committee on Wildlife.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 296, a bill to amend General Statutes 153-9 so as to authorize Perquimans County to levy certain special taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefitted by such lines on an average cost basis, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 374, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Kelford, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 391, a bill to establish a public law library for public officials, courts and others in Caldwell County, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 451, a bill to validate past ad valorem tax levies of the town of Spruce Pine and amend General Statutes 160-402, as it applies to the town of Spruce Pine, so as to increase the limitation on the levy of taxes for general purposes to two dollars per one hundred dollars valuation, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 293, a bill to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the fire department of the town of Morganton.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 316, a bill to permit the town of North Wilkesboro to release any interest it and the public generally may have in certain lands for the purpose of permitting Hinshaw Street Baptist Church to use a portion of a certain 15-foot alley in the town of North Wilkesboro for church purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 320, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 419, a bill to authorize the governing body of the town of Wallace to lease, purchase, sell or exchange certain lands at private sale or purchase.

Passes its second and third readings and is ordered enrolled.

H. B. 428, a bill to authorize the board of county commissioners of Columbus County to cancel and abate certain interest and penalties on delinquent taxes in Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 478, a bill to provide for the nomination and election of the members of the board of commissioners for Chowan County according to candidates from the townships of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 502, a bill to restrict the territorial jurisdiction of township constables in Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 503, a bill requiring the payment of delinquent taxes in Avery County before recording deeds conveying property subject to delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 509, a bill to amend the charter of the town of Proctorville in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 515, a bill to make the general law relating to absentee ballots and markers applicable to Graham County.

Passes its second and third readings and is ordered enrolled.

H. B. 557, a bill relating to the appointment of an assistant county accountant of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 564, a bill rewriting Section 7 of Chapter 8 of the Public Local Laws of 1931, relating to the application of the Salisbury and Rowan County Peace Officers' Relief Fund, authorizing the payment of benefits from such fund to the widow of any member of the Salisbury and Rowan County Peace Officers' Protective Association dying subsequent to March 31, 1963, and ratifying benefits heretofore paid from such fund by such association.

Passes its second and third readings and is ordered enrolled.

S. B. 167, a bill relating to the taxation of Production Credit Associations, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 1, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

Those voting in the negative are: Senators Hollowell—1.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

Senators Walton, Meares, and Yow offer an amendment, which is adopted.

Upon motion of Senator Hamilton, action on the bill is postponed until Friday, April 26, 1963.

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits.

The amendments offered by the Committee are adopted.

Senator Hollowell offers an amendment, which is adopted.

Senator White moves that action on the bill be postponed until Monday, April 29, 1963.

The motion fails to prevail.

Senator Aydlett moves that action on the bill be postponed until Wednesday, May 1, 1963.



The motion fails to prevail.

The bill passes its second reading.

Upon objection of Senator Morgan of Cleveland to its third reading, the bill remains upon the Calendar.

S. B. 104, a bill fixing the order of rotation of candidates for the State Senate in the Senatorial District comprised of Catawba, Iredell and Lincoln Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 487, a bill to authorize county tax supervisors to divulge certain information to representatives of the North Carolina Department of Revenue.

Passes its second and third readings and is ordered enrolled.

H. B. 492, a bill to amend Chapter 163 of the General Statutes of North Carolina so as to permit any county to adopt a modern loose-leaf and full time permanent registration system of voters.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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#### SIXTY-NINTH DAY

SENATE CHAMBER,  
Friday, April 26, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Jordan for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and the same stands approved as written.

The President grants leave of absence to Senator MacLean for today.

The President grants leave of absence to Senator Jones for Monday, April 29, 1963.

Upon motion of Senators Morgan of Harnett and Saunders, the courtesies of the galleries are extended to the teachers and the students of the Brower School of Randolph County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the South Edgecombe Elementary School of Edgecombe County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to the teachers and the students of the Walkertown Junior High School of Forsyth County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to John Belk, brother of Senator Belk of Mecklenburg County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to L. R. Callahan and Bob Sheffield of Haywood County.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to Frank B. Hanes, brother of Senator Hanes of Forsyth County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to the teachers and the students of the Greenville Junior High School of Pitt County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mr. and Mrs. L. G. Deyton of Yancey County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to Hugh Chatham and Ralph Howland of Surry County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Apex District of Wake County.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the Bethel Hill School of Person County.

Upon motion of Senator Propst, the courtesies of the galleries are extended to the teachers and the students of the Winecoff School of Cabarrus County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Daniels Junior High School of Wake County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to the teachers and the students of the Mull School of Burke County.

#### ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 279, a joint resolution commending and expressing appreciation for the contributions and services rendered by the Greensboro Historical Museum.

S. B. 236, an act to amend Article 2, Schedule B, Chapter 105, of the General Statutes of North Carolina to change the State license tax year to conform to the State fiscal year.

S. B. 283, an act to amend Chapter 327 of the Session Laws of 1961 relating to the method of nomination and selection of the members of the board of education of Columbus County.

S. B. 290, an act extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county.

S. B. 291, an act to create the commission on the dedication of the State Legislative Building.

H. B. 187, an act relating to the liability of landowners to hunters, fishermen, trappers, campers, hikers and other recreation users.

H. B. 419, an act to authorize the governing body of the town of Wallace to lease, purchase, sell or exchange certain lands at private sale or purchase.

H. B. 428, an act to authorize the board of county commissioners of Columbus County to cancel and abate certain interest and penalties on delinquent taxes in Columbus County.

H. B. 478, an act to provide for the nomination and election of the members of the board of commissioners for Chowan County according to candidates from the townships of said county.

H. B. 487, an act to authorize county tax supervisors to divulge certain information to representatives of the North Carolina Department of Revenue.

H. B. 492, an act to amend Chapter 163 of the General Statutes of North Carolina so as to permit any county to adopt a modern loose-leaf and full time permanent registration system of voters.

H. B. 502, an act to restrict the territorial jurisdiction of township constables in Avery County.

H. B. 503, an act requiring the payment of delinquent taxes in Avery County before recording deeds conveying property subject to delinquent taxes.

H. B. 509, an act to amend the charter of the town of Proctorville in Robeson County.

H. B. 515, an act to make the general law relating to absentee ballots and markers applicable to Graham County.

H. B. 557, an act relating to the appointment of an assistant county accountant of Yancey County.

H. B. 564, an act rewriting Section 7 of Chapter 8 of the Public-Local Laws of 1931, relating to the application of the Salisbury and Rowan County Peace Officer's Relief Fund, authorizing the payment of benefits from such fund to the widow of any member of the Salisbury and Rowan County Peace Officers Protective Association dying subsequent to March 31, 1963, and ratifying benefits heretofore paid from such fund by such association.

H. B. 607, an act authorizing the city of Lexington and the city of Thomasville to grant easements in land owned by said cities as part of their joint water supply system.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 350, a bill to amend General Statutes 20-24(c) concerning the definition of conviction as used in this article.

Referred to Committee on Judiciary No. 1.

By Senator Hatcher: S. B. 351, a bill to make unlawful the operation of a motor vehicle while under the influence of any drug.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. R. 131, a joint resolution providing for the appointment of a commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Charlotte, for concurrence in the House amendment.

Upon motion of Senator James, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 225, a bill to enact the Southern Interstate Nuclear Compact.

Referred to Committee on Interstate and Federal Relations.

H. B. 436, a bill to amend General Statutes 163-8 by providing that members of the State Board of Elections may not hold elective office, be a candidate for any office, or serve as campaign manager for any candidate.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 600, a bill to amend further General Statutes 160-241, as amended by Chapters 369 and 895, Session Laws of 1961, so as to provide alternate methods of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots, to be applicable to the town of Chapel Hill.

Referred to Committee on Judiciary No. 2.

H. B. 632, a bill to merge or consolidate the Vance County School Administrative Unit and the Henderson City School Administrative Unit; to provide for the election of the members of the consolidate board; to submit the question of such consolidation or merger to a vote of the people of Vance County, and to provide for the reorganization of the Vance County Board of Education if the merger or consolidation is not approved.

Referred to Committee on Education.

H. B. 638, a bill to authorize, empower and direct the board of education of Chowan County to continue the present superintendent of schools of Chowan County in office until June 30, 1964, and to employ another superintendent of schools after said date.

Referred to Committee on Education.

S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, for concurrence in the House amendment.

Upon motion of Senator Humber, the Senate fails to concur in the House amendment and a Conference Committee is requested, and a message is ordered sent to that Honorable Body informing them of such action.

H. R. 687, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of historic Bennett Place, Durham County, North Carolina.

Upon motion of Senator Currie, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 296, a bill to amend General Statutes 153-9 so as to authorize Perquimans County to levy certain special taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 338, a bill to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 374, a bill in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Kelford, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 391, a bill to establish a public law library for public officials, courts and others in Caldwell County, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 451, a bill to validate past ad valorem tax levies of the town of Spruce Pine and amend General Statutes 160-402, as it applies to the town of Spruce Pine, so as to increase the limitation on the levy of taxes for general purposes to two dollars per one hundred dollars valuation, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 535, a bill to establish the boundary lines of the Lenoir School Administrative Unit, formerly designated as the Lenoir Graded School District, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stone, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

S. B. 311, a bill to prohibit the taking of game from public highways in Rich Square Township, Northampton County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 321, a bill to amend Chapter 993 of the Session Laws of 1949 to provide for better safety on streets, roads and highways in Pinehurst, Moore County, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 324, a bill to amend General Statutes 7-204 and to repeal Chapter 280 of the Public-Local Laws of 1917 relating to trials by jury in the Recorder's Court in Middle Creek Township in Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 526, a bill to authorize the Craven County Board of Equalization and Review to sit as long as necessary to hear appeals from assessed valuations of property.

Passes its second and third readings and is ordered enrolled.

H. B. 538, a bill to change the open season for fox hunting in Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 544, a bill to regulate the hunting of red foxes in Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 545, a bill to amend Chapter 500 of the 1961 Session Laws as to expenditure by the Burlington-Graham Board of Alcoholic Control for law enforcement and education.

Passes its second and third readings and is ordered enrolled.

H. B. 547, a bill to provide for the nomination and election of members of the board of education of McDowell County.

Passes its second and third readings and is ordered enrolled.

S. B. 167, a bill relating to the taxation of production credit associations, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—39.

The bill is ordered sent to the House of Representatives.

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability

to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits.

Upon motion of Senator Hamilton, action on the bill is postponed until Wednesday, May 1, 1963.

H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 163, a bill to redefine the term "motorboat" as the same is used in the North Carolina Motorboat Act.

Upon motion of Senator Yates, the bill is re-referred to the Committee on Wildlife.

H. B. 201, a bill to remove the Industrial Commission from the Department of Labor.

Passes its second and third readings and is ordered enrolled.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Upon motion of Senator Crew, action on the bill is postponed until Wednesday, May 1, 1963.

H. B. 304, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog.

The bill passes its second reading.

Upon objection of Senator Hamilton to its third reading, the bill remains upon the Calendar.

H. B. 424, a bill to require that flagpoles be erected on State parks, and that flags of the State of North Carolina and of the United States of America be displayed thereon.

Passes its second and third readings and is ordered enrolled.

H. B. 448, a bill to amend General Statutes 20-141.3 relating to revocation of motor vehicle drivers' licenses upon conviction of pre-arranged racing.

Passes its second and third readings and is ordered enrolled.

H. B. 549, a bill to amend Section 117 of Article 13 of Chapter 131 of the General Statutes of North Carolina to eliminate the nomination of a member of the Medical Care Commission by the North Carolina Dental Society.

Passes its second and third readings and is ordered enrolled.

H. B. 550, a bill to amend Section 61 of Article 9 of Chapter 35 of the General Statutes of North Carolina to eliminate the provision for a representative of the Dental Society of the State of North Carolina as a member of the Mental Health Council.

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORT

Senator Long, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 115, a bill to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said Article applicable to Forestry Management, submits the following report:

*To the President of the Senate and the Speaker of the House:*

The undersigned Conferees, heretofore appointed by you to consider the Senate amendment to H. B. 115, same being "A bill to be entitled an act to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said article applicable to forestry management, development and improvement", respectfully recommend that the Senate recede from its position to the end that the Senate amendment be deleted from the bill, and that the bill as amended by the House be approved.

Respectfully submitted,  
RICHARD G. LONG  
P. D. MIDGETT, JR.  
*Conferees on Part of Senate*

GEORGE R. UZZELL  
MARK W. BENNETT  
TOM NEWMAN  
*Conferees on Part of House*

Upon motion of Senator Midgett, the Conferees' Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, and when they have adopted a similar report they may order the bill enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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### SEVENTIETH DAY

SENATE CHAMBER,  
Saturday, April 27, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President and President pro tempore Ralph Scott, the Principal Clerk S. Ray Byerly calls Senator Forsyth to the Chair who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hatcher, the Senate adjourns to meet Monday evening at 8 o'clock.

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### SEVENTY-FIRST DAY

SENATE CHAMBER,  
Monday, April 29, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.



Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Harrington, the courtesies of the galleries are extended to William Britten and Dan Pittman of Bertie County.

Upon motion of Senator Horton, the courtesies of the galleries are extended to the teachers and the students of the Pittsboro High School of Chatham County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the members of the Durham High School Concert Choir of Durham County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Lucille Strayhorn and Mrs. James H. Wade of Orange County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to Mr. and Mrs. Jack Warmack of Northampton County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Shelton Benson of Johnston County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to Mrs. R. O. Southwell, Mrs. Hugh D. Ormand of Cleveland County and Miss Annie Hight of Atlanta, Georgia, niece of Senator Saunders of Moore County.

Upon motion of Senator Garriss, Miss Lucie Kathryn Humber, granddaughter of Senator Humber of Pitt County, is made an honorary page of the Senate.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 352, a bill to amend Chapter 949 of the 1961 Session Laws relating to the costs of court in criminal cases in Burke and Caldwell Counties. Referred to Committee on Courts and Judicial Districts.

By Senator Johnson, by request: S. B. 353, a bill relating to sales and use tax on sales of asphalt plant mix.

Referred to Committee on Finance.

By Senator Johnson, by request: S. B. 354, a bill to make technical revisions in the Revenue Act.

Referred to Committee on Finance.

By Senator Jordan: S. B. 355, a bill to authorize the State Board of Registration for Professional Engineers and Land Surveyors to conduct or sponsor programs of instruction to disseminate knowledge and information to assist registered engineers and land surveyors better to serve the public and to assist persons better to qualify for registration to practice engineering and land surveying in North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator Williams: S. B. 356, a bill to appropriate funds to be used to construct an access road to the Kron House restoration, and a parking area at Morrow Mountain State Park.

Referred to Committee on Appropriations.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 392, a bill to amend General Statutes 116-149 and to rewrite General Statutes 116-151 relating to Veterans Commission scholarships for children of war veterans.

Referred to Committee on Veterans and Military Affairs.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

Referred to Committee on Public Roads.

H. B. 408, a bill relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

Referred to Committee on Conservation and Development.

H. B. 576, a bill to fix the salaries of the chairman and members of the board of county commissioners of Perquimans County.

Referred to Committee on Salaries and Fees.

H. B. 459, a bill relating to the admission of persons to State hospitals.

Referred to Committee on Mental Institutions.

H. B. 431, a bill to amend General Statutes 18-75 relating to the qualifications required of an applicant for a license to sell the beverages enumerated in General Statutes 18-64.

Referred to Committee on Propositions and Grievances.

H. B. 578, a bill to authorize the town of Kure Beach to hold a referendum with respect to the method of electing a mayor and town commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 586, a bill authorizing the board of commissioners of Mitchell County to appropriate funds not exceeding \$15,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

Referred to Committee on Counties, Cities and Towns.

H. B. 590, a bill to authorize the governing body of the town of Snow Hill to employ persons as policemen who are not qualified voters thereof.

Referred to Committee on Counties, Cities and Towns.

H. B. 599, a bill to provide for the nomination and election of the county commissioners of Perquimans County.

Referred to Committee on Counties, Cities and Towns.

H. B. 612, a bill relating to the title to the land built up and constructed in the town of Carolina Beach in the county of New Hanover as a result of certain erosion control work in said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 619, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 623, a bill to increase certain fees in the office of the register of deeds of Pasquotank County.

Referred to Committee on Salaries and Fees.

H. B. 631, a bill to provide for the nomination and election of the board of county commissioners of Hertford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 634, a bill to repeal Chapter 267 of the Public Local Laws of 1927, regulating the issuance of bonds in Granville County.

Referred to Committee on Finance.

H. B. 635, a bill relating to the method of marking ballots in Granville County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 636, a bill to amend Chapters 861 of the Session Laws of 1957 and 406 of the Session Laws of 1961 relating to the Johnston County Peace Officers Relief Association.

Referred to Committee on Counties, Cities and Towns.

H. B. 637, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Clayton in Johnston County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 647, a bill to amend General Statutes 153-5 to provide for staggered terms of office for the county commissioners of Greene County.

Referred to Committee on Counties, Cities and Towns.

H. B. 648, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Snow Hill in Greene County.

Referred to Committee on Election Laws and Legislative Representation.

HOUSE OF REPRESENTATIVES,

Monday, April 29, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 466, entitled "A bill to be entitled an Act to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments."

Respectfully,

ANNIE E. COOPER,

*Principal Clerk.*

Upon motion of Senator Johnson, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives, informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 535, a bill to establish the boundary lines of the Lenoir School Administrative Unit, formerly designated as the Lenoir Graded School District, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Holwell, Horton, Humber, Johnson, Johnston, Jolly, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett,

Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

Upon motion of Senator Yow, action on the bill is postponed until Thursday, May 2, 1963.

H. B. 304, a bill to amend General Statutes 67-27 relating to recovering damages for killing a dog.

Senator Johnston offers an amendment which fails of adoption.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Johnston, the Senate adjourns to meet tomorrow at 1:30 o'clock at which time only Public Local bills will be considered and adjournment will be until Wednesday, May 1, 1963.

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### SEVENTY-SECOND DAY

SENATE CHAMBER,  
Tuesday, April 30, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Walton for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Snow: S. B. 357, a bill to allow the governing body of the town of Mount Airy to establish by ordinance a retirement pension fund for employees.

Referred to Committee on Retirement, Employment Security.

By Senator Morgan of Harnett: S. B. 358, a bill to extend the jurisdiction, in criminal matters, of the municipal recorder's court of the town of Liberty so as to include the area within the corporate limits of the town of Staley in Randolph County.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 381, a bill to amend General Statutes 47-30 so as to make the same inapplicable to maps of municipal boundaries.

Referred to Committee on Judiciary No. 2.

H. B. 523, a bill relating to the appointment of the county board of public welfare for Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 559, a bill providing for the division of profits from the operation of county alcoholic control stores in Granville County.

Referred to Committee on Judiciary No. 1.

H. B. 536, a bill to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County.

Referred to Committee on Finance.

H. B. 551, a bill to amend Chapter 212 of the Session Laws of 1959 relating to elections on the question of levying taxes for industrial development to make the same applicable to Onslow County.

Referred to Committee on Finance.

H. B. 560, a bill to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Referred to Committee on Public Health.

H. B. 580, a bill to amend General Statutes 110-31 of Article 2 of Chapter 110 of the General Statutes to provide that the chief probation officer of a domestic relations and juvenile court shall have supervision of probation services instead of county director of public welfare.

Referred to Committee on Public Welfare.

H. B. 563, a bill to amend Chapter 157 of the Session Laws of 1963 relating to tax elections for industrial development purposes in Mitchell County, for the purpose of correcting an error therein.

Referred to Committee on Finance.

H. B. 579, a bill to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

Referred to Committee on Judiciary No. 2.

H. B. 588, a bill to authorize the town of Lake Lure to issue revenue bonds under the Revenue Bond Act of 1938 to acquire the lake, trunk sewerage line, dam and electric power generating plant and ancillary facilities located near said town, declaring such facilities to be undertakings within said act, granting the town all of the powers under said act with respect to such undertakings and declaring any such acquisition and bond issuance to be for proper public and municipal purposes.

Referred to Committee on Finance.

H. B. 594, a bill authorizing the board of commissioners of Henderson County to levy a special tax for the operation of the county ambulance service.

Referred to Committee on Finance.

H. B. 597, a bill to amend Chapter 75-A of the General Statutes relating to retaining certificates in motor boats during operation.

Referred to Committee on Wildlife.

S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles, for concurrence in the House amendment.

Upon motion of Senator Yates, the bill is re-referred to the Committee on Wildlife.

H. B. 605, a bill to revise and amend the charter of the town of Grover, Cleveland County, North Carolina, as contained in Chapter 12, Private Laws of 1885.  
Referred to Committee on Counties, Cities and Towns.

H. B. 621, a bill to amend Chapter 1142, Session Laws of 1959 relating to Franklin County Peace Officers Relief Association.  
Referred to Committee on Counties, Cities and Towns.

H. B. 624, a bill to validate tax levies and tax sales in Bertie County.  
Referred to Committee on Local Government.

H. B. 625, a bill to validate tax levies and tax sales in the town of Aulander.  
Referred to Committee on Local Government.

H. B. 633, a bill to amend the charter of the town of Waxhaw, Union County, North Carolina, and to extend the town limits of said town.

Referred to Committee on Local Government.

H. B. 658, a bill to authorize the board of county commissioners of Gates County to hold meetings in the county office building.

Referred to Committee on Local Government.

H. B. 643, a bill to amend Article 13A of Chapter 113 of the General Statutes so as to define the duties and responsibilities of the Commercial Fisheries Advisory Board, and to more closely coordinate the work of this board with that of the Department of Conservation and Development.

Referred to Committee on Conservation and Development.

H. B. 646, a bill to provide that deposits required upon upset bids may be by certified check or cashier's check as well as in cash.

Referred to Committee on Judiciary No. 1.

H. B. 665, a bill to authorize and empower the city council of the town of Selma to appropriate funds for the development of the resources of said town.

Referred to Committee on Local Government.

H. B. 683, a bill to include Orange County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Referred to Committee on Local Government.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### SEVENTY-THIRD DAY

SENATE CHAMBER,

Wednesday, May 1, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Yates, Martha Susan Brown and Janet Suzanne Procter of Haywood County are made honorary pages of the Senate.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Dr. Pelham Wilder, Jr., of the Duke University faculty, and his son Pelham Wilder, III, is made an honorary page of the Senate.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Caroleen Elementary School of Rutherford County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the fifth and sixth grades of the Central Elementary School of Guilford County.

Upon motion of Senator Propst, the courtesies of the galleries are extended to Mrs. Mary Ann Hammill, Mrs. Jean Cook and Mrs. Betty Honeycutt of Cabarrus County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. A. J. Lowdermilk of Akron, Ohio, daughter and son-in-law of former Governor W. Kerr Scott and Mrs. Scott of Alamance County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Millard Roberts of Robeson County.

Upon motion of Senator Crew, H. R. 306, a joint resolution providing for the election of John Wesley Umstead, Jr., as an honorary, lifetime member of the Board of Trustees of the University of North Carolina, is taken from the Committee on University Trustees and placed upon today's Calendar.

Upon motion of Senator Morgan of Harnett, S. B. 8, a bill to provide for the establishment of a State fund for medical assistance for the aged in North Carolina, is taken from the Committee on Appropriations and placed upon the Calendar for Friday, May 3, 1963.

Upon motion of Senator Horton, H. B. 230, a bill to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats, is recalled from the House of representatives for further consideration by the Senate.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 687, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of historic Bennett Place, Durham County, North Carolina.

S. R. 131, a joint resolution providing for the appointment of a commission for the purpose of making a study of the feasibility of establishing a medical center for the training of doctors, nurses, technicians and other medical personnel at Charlotte.

H. B. 113, an act to amend General Statutes 115-25, relating to county and city boards of education so as to allow a board member to teach in another county.

H. B. 115, an act to amend Article IV of Chapter 113 relating to protection against forest fires and fire control so as to make the said article applicable to forestry management, development, and improvement.

H. B. 201, an act to remove the Industrial Commission from the Department of Labor.

H. B. 296, an act to amend General Statutes 153-9 so as to authorize Perquimans County to levy certain special taxes.

H. B. 338, an act to authorize the city of Raleigh to assess the cost of extending water and sewer lines against property to be benefited by such lines on an average cost basis.

H. B. 374, an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the town of Kelford.

H. B. 424, an act to require that flagpoles be erected on State parks, and that flags of the State of North Carolina and of the United States of America be displayed thereon.

H. B. 448, an act to amend General Statutes 20-141.3 relating to revocation of motor vehicle drivers' licenses upon conviction of pre-arranged racing.

H. B. 451, an act to validate past ad valorem tax levies of the town of Spruce Pine and amend General Statutes 160-402, as it applies to the town of Spruce Pine, so as to increase the limitation on the levy of taxes for general purposes to two dollars per one hundred dollars valuation.

H. B. 526, an act to authorize the Craven County Board of Equalization and Review to sit as long as necessary to hear appeals from assessed valuations of property.

H. B. 538, an act to change the open season for fox hunting in Hoke County.

H. B. 544, an act to regulate the hunting of red foxes in Haywood County.

H. B. 545, an act to amend Chapter 500 of the 1961 Session Laws as to expenditure by the Burlington-Graham Board of Alcoholic Control for law enforcement and education.

H. B. 547, an act to provide for the nomination and election of members of the board of education of McDowell County.

H. B. 549, an act to amend Section 117 of Article 13 of Chapter 131 of the General Statutes of North Carolina to eliminate the nomination of a member of the Medical Care Commission by the North Carolina Dental Society.

H. B. 550, an act to amend Section 16 of Article 9 of Chapter 35 of the General Statutes of North Carolina to eliminate the provision for a representative of the Dental Society of the State of North Carolina as a member of the Mental Health Council.

S. B. 137, an act to amend General Statutes 89-14 relating to land surveyors as it applies to Ashe County.

S. B. 214, an act to amend the charter of the city of Goldsboro, North Carolina, as revised, reorganized and amended by Chapter 447 of the Session Laws of 1961.

S. B. 218, an act to fix the compensation of the members of the board of county commissioners of Person County.

S. B. 238, an act to amend General Statutes 152-1 so as to authorize the board of county commissioners of Pitt County to appoint an assistant coroner.

S. B. 248, an act to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Transylvania County.

S. B. 255, an act to authorize the city of Winston-Salem to provide for auxiliary policemen and auxiliary firemen upon the conditions and limitations specified herein, and for other purposes.



S. B. 263, an act to authorize the city of Kinston to hold a referendum with respect to urban redevelopment projects.

S. B. 285, an act to establish a separate office of tax collector in Northampton County.

S. B. 287, an act to authorize the board of commissioners of the town of Candor to sell growing timber and certain real estate at private sale or upon sealed bids.

S. B. 309, an act providing for the presentation to the tax supervisor of Moore County of deeds and other instruments prior to registration.

H. B. 304, an act to amend General Statutes 67-27 relating to recovering damages for killing a dog.

H. B. 535, an act to establish the boundary lines of the Lenoir School Administrative Unit, formerly designated as the Lenoir Graded School District.

H. B. 722, an act to amend Chapter 511, Session Laws of 1951, so as to change the procedure for municipal elections in the town of White Lake.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 325, a bill to amend General Statutes 160-200 so as to clarify the authority of the municipalities to regulate itinerant merchants, peddlers, hawkers and solicitors, with a favorable report.

S. B. 326, a bill to amend General Statutes 160-200 so as to provide authority for municipalities to adopt by reference technical codes, standards, and regulations, with a favorable report.

S. B. 327, a bill to amend General Statutes 160-200 so as to authorize municipalities to adopt ordinances governing personnel administration and the conditions of employment of municipal employees, with a favorable report.

H. B. 565, a bill making Chapter 224 of the Private Laws of 1927, conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor, applicable to the town of Spencer; and to confer supplementary power on said town of Spencer to construct and install, or contract for the construction and installation of curbs and gutters and paving on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved, and prescribing the procedure therefor, with a favorable report.

H. B. 578, a bill to authorize the town of Kure Beach to hold a referendum with respect to the method of electing a mayor and town commissioners, with a favorable report.

H. B. 590, a bill to authorize the governing body of the town of Snow Hill to employ persons as policemen who are not qualified voters thereof, with a favorable report.

H. B. 599, a bill to provide for the nomination and election of the county commissioners of Perquimans County, with a favorable report.

H. B. 619, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes, with a favorable report.

H. B. 631, a bill to provide for the nomination and election of the board of county commissioners of Hertford County, with a favorable report.

H. B. 647, a bill to amend General Statutes 153-5 to provide for staggered terms of office for the county commissioners of Greene County, with a favorable report.

By Senator Humber, for the Committee on Higher Education:

S. B. 264, a bill to encourage attendance in institutions of higher learning by providing a scholar incentive program for residents of North Carolina, with a favorable report.

Upon motion of Senator Humber, the bill is re-referred to the Committee on Appropriations.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than one dollar (\$1.00) per hour, with an unfavorable report as to bill, favorable report as to committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 359, a bill to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

Referred to Committee on Insurance.

By Senator Jordan: S. B. 360, a bill to amend General Statutes 58-77 relating to the amount of capital and/or surplus required of insurance companies.

Referred to Committee on Insurance.

By Senator Jordan: S. B. 361, a bill to amend General Statutes 58-189 relating to the State property fire insurance fund to permit coverage under the fund of State-owned fixtures, furniture and equipment in non-State-owned buildings.

Referred to Committee on Insurance.

By Senator Jordan: S. B. 362, a bill to amend Chapter 1132 of the Session Laws of 1957 relating to the salaries of coroners in Wake County.

Referred to Committee on Salaries and Fees.

By Senators Johnston, Jordan and Bailey: S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration.

Referred to Committee on Retirement, Employment Security.

By Senator Morgan of Cleveland: S. B. 364, a bill rewriting General Statutes 95-48 and General Statutes 95-49 to provide for adequate and sanitary toilet facilities in manufacturing and other business establishments.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Hollowell: S. B. 365, a bill to amend the charter of the town of Lowell in Gaston County, North Carolina, so as to permit the governing body to establish a ward system for the election of six members of the board of aldermen.

Referred to Committee on Counties, Cities and Towns.

By Senators James and Jordan: S. B. 366, a bill to amend Article 1 of Chapter 90 of the General Statutes relating to the practice of medicine.

Referred to Committee on Public Health.

By Senator Currie: S. B. 367, a bill to fix the compensation of the members of the board of county commissioners of Durham County.

Referred to Committee on Salaries and Fees.

By Senator Johnson: S. B. 368, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

Referred to Committee on Judiciary No. 2.

By Senator Johnson: S. B. 369, a bill relative to the licensing of vending machines.

Referred to Committee on Finance.

By Senator White, by request: S. B. 370, a bill to amend General Statutes 137-31.3 relating to the North Carolina Rural Rehabilitation Corporation to permit directors appointed by the Governor to receive travel and subsistence payments while attending meetings of the corporation.

Referred to Committee on Appropriations.

By Senators Mills and Seay: S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers' licenses suspended or revoked.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 722, a bill to amend Chapter 511, Session Laws of 1951, so as to change the procedure for municipal elections in the town of White Lake.

Upon motion of Senator Walton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 306, a joint resolution providing for the election of John Wesley Umstead, Jr., as an honorary, lifetime member of the Board of Trustees of the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 56, a bill to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so as to increase the amount of insurance, or proof of financial ability to respond in damages for liability, from \$5,000, \$10,000 and \$5,000 limits to \$10,000, \$20,000 and \$10,000 limits, upon third reading.

Upon the passage of the bill upon its third reading, Senator Midgett calls for the "ayes" and "noes".

The call is sustained.

The bill fails to pass its third reading by roll call vote, ayes 24, noes 25, as follows:

Those voting in the affirmative are: Senators Aydlett, Clark, Forsyth, Garriss, Gurganus, Hamilton, Hatcher, Humber, James, Johnston, Jolly, Jones, Jordan, Long, Martin, Mills, Morgan of Harnett, Propst, Seay, Snow, Walton, White, Williams, Yow—24.

Those voting in the negative are: Senators Bailey, Belk, Brantley, Crew, Currie, Hanes, Harrington, Hollowell, Horton, Johnson, Kirby, MacLean, Meares, Midgett, Morgan of Cleveland, Saunders, Scott, Shelton, Simmons, Stikeleather, Story, Strong, Warren, Whitley, Yates—25.

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Upon motion of Senator Johnson, the bill is re-referred to the Committee on Education.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Upon motion of Senator Crew, action on the bill is postponed until Monday, May 6, 1963.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### SEVENTY-FOURTH DAY

SENATE CHAMBER,  
Thursday, May 2, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Jack Hunter, Pastor of the Pleasant Grove Methodist Church, Raleigh, N. C.

Senator Martin for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and the same stands approved as written.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Mrs. Edna Bishop, Mrs. Elsie Edwards, Mrs. Mamie Sawyer, all of Pasquotank County, and Mrs. Elizabeth Sanderlin of Currituck County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the E. M. Holt School of Alamance County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the fourth and fifth grades of the Mulberry Street School of Iredell County and Anne Johnson, daughter of Senator Johnson, is made an honorary page of the Senate.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mr. Walter Thomas and Mr. Earl Hensley of Yancey County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to Mr. and Mrs. W. A. Lucas of Wilson County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to the teachers and the students of the Wendell School of Wake County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to Mrs. Faircloth, his sister, and Mrs. Creekmore, his aunt, both of Norfolk, Virginia.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the teachers and the students of the LaFayette High School of Harnett County.

Upon motion of Senator Story, the courtesies of the galleries are extended to Mrs. B. C. Brock, Rufus Brock, Patricia Brock, Caroline Brock, Arnold Harp and Kenneth Harp of Davie County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Grifton School of Pitt County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Hillsboro High School of Orange County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to Mr. and Mrs. H. Breck of Macon County.

Upon motion of Senator Meares, the courtesies of the galleries are extended to T. Ward Guy of Columbus County.

Upon motion of Senator Propst, the courtesies of the galleries are extended to forty-one members of the Home Demonstration Clubs of Cabarrus County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to the teachers and the students of the South Edgecombe School of Edgecombe County.

Upon motion of Senator Jordan, action on S. B. 8, a bill to provide for the establishment of a State fund for aged in North Carolina, is postponed until Monday, May 6, 1963.

The Chair appoints as Conferees on the part of the Senate to consider the differences arising on S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, Senators Humber, Scott and Meares, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 306, a joint resolution providing for the election of John Wesley Umstead, Jr. as an honorary lifetime member of the board of trustees of the University of North Carolina.

S. R. 305, a joint resolution honoring the memory of Honorable J. C. B. Ehringhaus, Governor of North Carolina.

S. R. 306, a joint resolution commemorating the sixtieth anniversary of the first flight of a motor-powered aeroplane at Kitty Hawk, North Carolina, December 17, 1903.

S. R. 307, a joint resolution commending William Edmundson, Quaker preacher, for the conducting of the first Friends' service in Proprietary Carolina in 1672.

S. B. 63, an act relating to retirement benefits received by certain employees of the city of Wilson.

S. R. 304, an act to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Columbus County.

H. B. 391, an act to establish a public law library for public officials, courts and others in Caldwell County.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

S. B. 345, a bill to provide that the course of study required for graduation from the high schools of North Carolina shall include a course in North Carolina History and a course in American History to include an intensive comparative study of "Freedom versus Communism", with an unfavorable report.

H. B. 632, a bill to merge or consolidate the Vance County School Administrative Unit and the Henderson City School Administrative Unit; to provide for the election of the members of the Consolidated Board; to submit the question of such consolidation or merger to a vote of the people of Vance County, and to provide for the reorganization of the Vance County Board of Education if the merger or consolidation is not approved, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 132, a bill to classify individual family fallout shelters for purposes of ad valorem taxation, with a favorable report, as amended.

H. B. 566, a bill permitting the town of Spencer to extend the time for payment of special assessments, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 75, a bill to amend General Statutes 41-2 relating to the disposition to the survivor or survivors of an unwithdrawn deposit in instances of a joint deposit account created by written agreement of parties not married to each other, with an unfavorable report.

S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement between husband and wife, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 270, a bill to amend General Statutes 36-28 to permit a trustee to buy or sell trust property to itself where the instrument creating the trust specifically authorizes such transaction, with a favorable report, as amended.

S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift, with a favorable report, as amended.

S. B. 322, a bill relating to the Revenue Bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the board of trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 1917, Session Laws of 1959; and authorizing the vesting of certain powers in the Executive Committee of such board, with a favorable report.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Finance.

S. B. 358, a bill to extend the jurisdiction, in criminal matters, of the municipal recorder's court of the town of Liberty so as to include the area within the corporate limits of the town of Staley in Randolph County, with a favorable report.

S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked, with a favorable report.

H. B. 559, a bill providing for the division of profits from the operation of county alcoholic control stores in Granville County, with a favorable report.

H. B. 646, a bill to provide that deposits required upon upset bids may be by certified check or cashier's check as well as in cash, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 265, a bill to revise certain Sections of the Vital Statistic Laws of North Carolina, with a favorable report, as amended.

H. B. 579, a bill to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County, with a favorable report.

H. B. 600, a bill to amend further General Statutes 160-241, as amended by Chapters 369 and 895, Session Laws of 1961, so as to provide alternate methods of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots, to be applicable to the town of Chapel Hill, with a favorable report.

By Senator Propst, for the Committee on Local Government:

S. B. 314, a bill to provide that it shall not be necessary for the chief of police or any policeman of any city or town in Polk County to reside within the town limits, with a favorable report.

S. B. 336, a bill relating to establishment of garbage facilities in Transylvania County, with a favorable report.

S. B. 343, a bill amending Chapter 224 of the Private Laws of 1927 entitled "an act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the cost thereof", as amended, as the same relates to the city of Winston-Salem, with a favorable report.

S. B. 344, a bill to amend the charter of the town of Gibsonville, with a favorable report.

H. B. 457, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Buncombe to appoint an assistant coroner for Buncombe County, with a favorable report.

H. B. 513, a bill to amend Chapter 173 of the Private Laws of 1927, as amended, relating to the charter of the Fayetteville Graded Schools, with a favorable report.

H. B. 532, a bill to amend General Statutes 47-30, General Statutes 47-32, and General Statutes 47-32.2 relating to plats and subdivisions of land surveys, so as to exempt Rockingham County from the provisions thereof, with a favorable report.

H. B. 665, a bill to authorize and empower the city council of the town of Selma to appropriate funds for the development of the resources of said town, with a favorable report.

H. B. 556, a bill relating to the appointment of an assistant clerk of the Superior Court of Yancey County, with a favorable report.

H. B. 604, a bill to authorize the board of county commissioners of Swain County to turn into the General Fund taxes collected for the year 1957 and prior years, with a favorable report.

H. B. 624, a bill to validate tax levies and tax sales in Bertie County, with a favorable report.

H. B. 625, a bill to validate tax levies and tax sales in the town of Aulander, with a favorable report.

H. B. 633, a bill to amend the charter of the town of Waxhaw, Union County, North Carolina, and to extend the town limits of said town, with a favorable report.

H. B. 658, a bill to authorize the board of county commissioners of Gates County to hold meetings in the county office building, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

S. B. 333, a bill to authorize the qualified voters of the city of Morganton to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in the city of Morganton, with a favorable report, as amended.

H. B. 584, a bill to authorize the qualified voters of the city of Lenoir to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

H. B. 587, a bill to amend Chapter 1146 of the Session Laws of 1949 relating to the allocation of net proceeds from the operation of Onslow County alcoholic beverage control stores, with a favorable report.

By Senator James, for the Committee on Public Health:

H. B. 291, a bill authorizing the State Board of Health to establish recommended minimum standards for the design, construction, operation and maintenance of public swimming pools, with a favorable report, as amended.

H. B. 471, a bill to provide for appointment of members to fill vacancies arising in county boards of health, with a favorable report.

H. B. 560, a bill to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission, with a favorable report.

By Senator Johnston, for the Committee on Retirement, Employment Security:

S. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions and retirement payments of certain teachers and State employees not eligible for social security benefits, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Johnston, the bill is re-referred to the Committee on Appropriations.

S. B. 331, a bill to authorize county and city boards of education to purchase annuity contracts for their employees, with a favorable report.

S. B. 357, a bill to allow the governing body of the town of Mount Airy to establish by ordinance a retirement pension fund for employees, with a favorable report.



By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 312, a bill to amend Chapter 997 of the Session Laws of 1959 relating to the compensation of the register of deeds of Moore County, with a favorable report.

S. B. 338, a bill to fix the salaries and expense allowances of certain officials and employees in Brunswick County, with a favorable report.

S. B. 362, a bill to amend Chapter 1132 of the Session Laws of 1957 relating to the salaries of coroners in Wake County, with a favorable report.

H. B. 543, a bill prescribing and regulating the salaries and emoluments of certain officers of Granville County, with a favorable report.

H. B. 561, a bill to authorize the city council of the city of Raleigh to fix the salary of the judge of the city court of the city of Raleigh between certain limits, with a favorable report.

H. B. 576, a bill to fix the salaries of the chairman and members of the board of county commissioners of Perquimans County, with a favorable report.

H. B. 602, a bill to amend General Statutes 153-40 relating to the compensation of the clerk of the board of county commissioners so as to include McDowell County, with a favorable report.

H. B. 623, a bill to increase certain fees in the office of the register of deeds of Pasquotank County, with a favorable report.

By Senator Snow, for the Committee on Veterans and Military Affairs:

H. B. 392, a bill to amend General Statutes 116-149 and to rewrite General Statutes 116-151 relating to Veterans Commission scholarships for children of war veterans, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine-powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles, with an unfavorable report.

S. B. 317, a bill to amend General Statutes 113-143 relating to exemption from fishing licenses, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humber: S. B. 372, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds.

Referred to Committee on Higher Education.

By Senator Humber: S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina, authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such Authority to establish, own, maintain, and operate an airport.

Referred to Committee on Judiciary No. 2.

By Senator Humber: S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senator MacLean: S. B. 375, a bill to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina.

Referred to Committee on Libraries.

By Senator Long: S. B. 376, a bill to amend General Statutes 160-227.1 so as to bring Person County within the General Law applicable to municipal corporations with regard to subdivision control by municipalities.

Referred to Committee on Local Government.

By Senator Walton: S. B. 377, a bill to amend Section 13 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina.

Upon motion of Senator Walton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator White, by request: S. B. 378, a bill to make provision for the payment of certain State expenses in connection with Federal litigation arising out of State cases.

Referred to Committee on Appropriations.

By Senators White, Yow, Walton and Belk: S. B. 379, a bill appropriating funds for the development and maintenance of the President James K. Polk birthplace.

Referred to Committee on Appropriations.

By Senator Clark: S. B. 380, a bill to amend Article 12 of Chapter 163 of the General Statutes of North Carolina so as to combine challenge day with the last day of registration and to provide the procedure for challenging voters; and to amend General Statutes 163-31 so as to close the registration at the polls at six-thirty p.m. on each Saturday during the registration period.

Referred to Committee on Election Laws and Legislative Representation.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 328, a bill to amend General Statutes 97-85 pertaining to the review of awards rendered by a commissioner or deputy commissioner of the North Carolina Industrial Commission so as to provide that upon review the full commission shall not be composed of a commissioner or deputy commissioner who heard and determined the dispute in the first instance.

Referred to Committee on Judiciary No. 1.

H. B. 351, a bill to amend certain Sections of Article 3 of Chapter 20 of the General Statutes of North Carolina relating to registration of motor vehicles.

Referred to Committee on Public Roads.

H. B. 441, a bill to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of compensation by the Industrial Commission due to change in condition of employee.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 443, a bill to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 490, a bill to amend General Statutes 20-88 to exempt small trailers or semitrailers from the combination licensing requirements, when the same are to be used with small trucks.

Referred to Committee on Public Roads.

H. B. 582, a bill to prohibit the transportation of unlawful fishing devices upon commercial fishing boats in the commercial fishing waters of North Carolina.

Referred to Committee on Conservation and Development.

H. B. 610, a bill to authorize the qualified voters of the city of Monroe to determine whether or not alcoholic beverage control stores may be operated in said city.

Referred to Committee on Propositions and Grievances.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Wednesday, May 1, 1963.

*Mr. President:*

Pursuant to your request we are returning H. B. 230 entitled "a bill to be entitled an act to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats," for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Horton, the rules are suspended and the bill is taken up for immediate consideration, and upon his motion the vote by which the bill passed its third reading is reconsidered.

Senator Horton offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 565, a bill making Chapter 224 of the Private Laws of 1927, conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor, applicable to the town of Spencer; and to confer supplementary power on said town of Spencer to construct and install, or contract for the construction and installation of curbs and gutters and paving on its public streets, and to specially assess the cost thereof against property abutting upon such street so improved, and prescribing the procedure therefor, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 578, a bill to authorize the town of Kure Beach to hold a referendum with respect to the method of electing a mayor and town commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 590, a bill to authorize the governing body of the town of Snow Hill to employ persons as policemen who are not qualified voters thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 599, a bill to provide for the nomination and election of the county commissioners of Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 619, a bill authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 631, a bill to provide for the nomination and election of the board of county commissioners of Hertford County.

Passes its second and third readings and is ordered enrolled.

H. B. 647, a bill to amend General Statutes 153-5 to provide for staggered terms of office for the county commissioners of Greene County.

Passes its second and third readings and is ordered enrolled.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

Upon motion of Senator Yow, action on the bill is postponed until Monday, May 6, 1963.

S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than eighty-five (\$.85) per hour, effective January 1, 1964, and not less than one dollar (\$1.00) per hour, effective January 1, 1965.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Walton, action on the bill is postponed until Tuesday, May 7, 1963.

S. B. 325, a bill to amend General Statutes 160-200 so as to clarify the authority of the municipalities to regulate itinerant merchants, peddlers, hawkers and solicitors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 326, a bill to amend General Statutes 160-200 so as to provide authority for municipalities to adopt by reference technical codes, standards, and regulations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 327, a bill to amend General Statutes 160-200 so as to authorize municipalities to adopt ordinances governing personnel administration and the conditions of employment of municipal employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 8 o'clock.

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### SEVENTY-FIFTH DAY

SENATE CHAMBER,  
Friday, May 3, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Martin for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President grants leave of absence to Senator Johnson for Monday and Tuesday, May 6th and 7th, 1963.

Upon motion of Senator Hatcher, S. B. 293, a bill to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the fire department of the town of Morganton, is recalled from the House of Representatives for further consideration by the Senate and a message is ordered sent to that Honorable Body of such action.

#### ENROLLED BOLLS

Senator Strong, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 324, an act to amend General Statutes 7-204 and to repeal Chapter 280 of the Public-Local Laws of 1917 relating to trials by jury in the Recorder's Court in Middle Creek Township in Wake County.

S. B. 341, an act to appoint trustees of the Tryon City Administrative School Unit in Polk County.

S. B. 377, an act to amend Section 13 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the town of Yaupon Beach, North Carolina.

H. B. 578, an act to authorize the town of Kure Beach to hold a referendum with respect to the method of electing a mayor and town commissioners.

H. B. 590, an act to authorize the governing body of the town of Snow Hill to employ persons as policemen who are not qualified voters thereof.

H. B. 599, an act to provide for the nomination and election of the county commissioners of Perquimans County.

H. B. 619, an act authorizing the city of Wilson to sell at private sale certain land that is not needed for municipal purposes.

H. B. 631, an act to provide for the nomination and election of the board of county commissioners of Hertford County.

H. B. 647, an act to amend General Statutes 153-5 to provide for staggered terms of office for the county commissioners of Greene County.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

H. B. 635, a bill relating to the method of marking ballots in Granville County, with a favorable report.

H. B. 637, a bill to amend General Statutes 163-175 relating to the method of marking ballots, in municipal elections in the town of Clayton in Johnston County, with a favorable report.

Upon motion of Senator Williams, the bill is placed upon today's Calendar.

H. B. 648, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Snow Hill in Greene County, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator MacLean: S. B. 381, a bill to establish the George Washington Statue Commission.

Referred to Committee on Conservation and Development.

By Senator Yates: S. R. 382, a joint resolution inviting the Honorable E. W. Brosnan, President of the Southern Railway System, to accompany members of the General Assembly upon their trip to the Session to be held at Cullowhee in Jackson County, May 14.

Upon motion of Senator Yates, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Yates: S. R. 383, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and the House of Representatives at 12 noon, May 14, 1963, at the Session of the General Assembly to be held in Cullowhee.

Upon motion of Senator Yates, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments.

Referred to Committee on Finance.

H. B. 651, a bill to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Referred to Committee on Judiciary No. 2.

H. B. 654, a bill to repeal General Statutes 160-280 relating to public building contracts of counties and municipalities, and to amend General Statutes 143-128 so as to make the same applicable to counties and municipalities, to require separate specifications for building contracts when the cost exceeds \$20,000.00, and to provide for combined bids for heating and air conditioning when installed by the same contractor.

Referred to Committee on Judiciary No. 2.

H. B. 682, a bill to amend Chapter 797 of the Session Laws of 1961 relating to procedure in the county criminal court of Davie County.

Referred to Committee on Judiciary No. 1.

H. B. 693, a bill relating to the concurrent jurisdiction of the Superior Court and certain inferior courts in Cabarrus County.

Referred to Committee on Judiciary No. 1.

H. B. 694, a bill authorizing the town of Chapel Hill and the town of Carrboro to create a joint planning board, a joint board of adjustment and a joint inspection department within their combined area of jurisdiction.

Referred to Committee on Judiciary No. 1.

H. B. 699, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county.

Referred to Committee on Finance.

H. B. 721, a bill creating the Hickory Regional Planning Commission, providing for its organization, powers and duties and conferring upon the governing body of the city of Hickory the power and authority to adopt and enforce zoning, subdivision and other comprehensive regulations, defining the planning authority of the towns of Longview and Brookford, for the purpose of promoting the orderly growth and sound development of the Hickory Regional Planning Area as defined herein.

Referred to Committee on Counties, Cities and Towns.

HOUSE OF REPRESENTATIVES,  
Thursday, May 2, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House Amendment to S. B. 72, "a bill to be entitled an act to promote and encourage education beyond the high school in North Carolina", and requests a conference thereon. To this end the Speaker has appointed as Conferees on the part of the House of Representatives, Representatives Uzzell, Quinn, Murphy, Greenwood and Wood, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 565, a bill making Chapter 224 of the Private Laws of 1927, conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor, applicable to the town of Spencer; and to confer supplementary power on said town of Spencer to construct and install, or contract for the construction and installation of curbs and gutters and paving on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved, and prescribing the procedure therefor, upon third reading.

The bill passes its third reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

The bill is ordered enrolled.

S. B. 343, a bill amending Chapter 224 of the Private Laws of 1927 entitled "an act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the cost thereof", as amended, as the same relates to the city of Winston-Salem, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

H. B. 600, a bill to amend further General Statutes 160-241, as amended by Chapters 369 and 895, Session Laws of 1961, so as to provide alternate methods of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots, to be applicable to the town of Chapel Hill, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

H. B. 624, a bill to validate tax levies and tax sales in Bertie County, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

H. B. 625, a bill to validate tax levies and tax sales in the town of Aulander, upon second reading.



The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

H. B. 633, a bill to amend the charter of the town of Waxhaw, Union County, North Carolina, and to extend the town limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Gurganus, Hanes, Harrington, Hatcher, Humber, Johnson, Johnston, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

S. B. 338, a bill to fix the salaries and expense allowances of certain officials and employees in Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 344, a bill to amend the charter of the town of Gibsonville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 357, a bill to allow the governing body of the town of Mount Airy to establish by ordinance a retirement pension fund for employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 358, a bill to extend the jurisdiction, in criminal matters, of the municipal Recorder's Court of the town of Liberty so as to include the area within the corporate limits of the town of Stanley in Randolph County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 362, a bill to amend Chapter 1132 of the Session Laws of 1957 relating to the salaries of coroners in Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 457, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Buncombe to appoint an assistant coroner for Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 513, a bill to amend Chapter 173 of the Private Laws of 1927, as amended, relating to the charter of the Fayetteville Graded Schools.

Passes its second and third readings and is ordered enrolled.

H. B. 532, a bill to amend General Statutes 47-30, General Statutes 47-32 and General Statutes 47-32.2 relating to plats and subdivisions of land surveys, so as to exempt Rockingham County from the provisions thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 543, a bill prescribing and regulating the salaries and emoluments of certain officers of Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 556, a bill relating to the appointment of an assistant clerk of the Superior Court of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 559, a bill providing for the division of profits from the operation of county alcoholic control stores in Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 561, a bill to authorize the city council of the city of Raleigh to fix the salary of the judge of the City Court of the city of Raleigh between certain limits.

Passes its second and third readings and is ordered enrolled.

H. B. 566, a bill permitting the town of Spencer to extend the time for payment of special assessments.

Passes its second and third readings and is ordered enrolled.

H. B. 576, a bill to fix the salaries of the chairman and members of the board of county commissioners of Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 579, a bill to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 584, a bill to authorize the qualified voters of the city of Lenoir to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof.

Senator Hatcher offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 587, a bill to amend Chapter 1146 of the Session Laws of 1949 relating to the allocation of net proceeds from the operation of Onslow County Alcoholic Beverage Control Stores.

Passes its second and third readings and is ordered enrolled.

H. B. 602, a bill to amend General Statutes 153-40 relating to the compensation of the clerk of the board of county commissioners so as to include McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 604, a bill to authorize the board of county commissioners of Swain County to turn into the general fund taxes collected for the year 1957 and prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 623, a bill to increase certain fees in the office of the register of deeds of Pasquotank County.

Passes its second and third readings and is ordered enrolled.

H. B. 632, a bill to merge or consolidate the Vance County School Administrative Unit and the Henderson City School Administrative Unit; to provide for the election of the members of the consolidated board; to submit the question of such consolidation or merger to a vote of the people of Vance County, and to provide for the reorganization of the Vance County Board of Education if the merger or consolidation is not approved.

Passes its second and third readings and is ordered enrolled.

H. B. 658, a bill to authorize the board of county commissioners of Gates County to hold meetings in the county office building.

Passes its second and third readings and is ordered enrolled.

H. B. 665, a bill to authorize and empower the city council of the town of Selma to appropriate funds for the development of the resources of said town.

Passes its second and third readings and is ordered enrolled.

S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Warren, action on the bill is postponed until Monday, May 6, 1963.

S. B. 132, a bill to classify individual family fallout shelters for purposes of ad valorem taxation.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 265, a bill to revise certain sections of the Vital Statistics Laws of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 637, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Clayton in Johnston County. Passes its second and third readings and is ordered enrolled.

S. B. 270, a bill to amend General Statutes 36-28 to permit a trustee to buy or sell trust property to itself where the instrument creating the trust specifically authorizes such transaction.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 317, a bill to amend General Statutes 113-143 relating to exemption from fishing licenses.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 331, a bill to authorize county and city boards of education to purchase annuity contracts for their employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 312, a bill to amend Chapter 997 of the Session Laws of 1959 relating to the compensation of the register of deeds of Moore County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 314, a bill to provide that it shall not be necessary for the chief of police or any policeman of any city or town in Polk County to reside within the town limits.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 333, a bill to authorize the qualified voters of the city of Morganton to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in the city of Morganton.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 336, a bill relating to establishment of garbage facilities in Transylvania County.

The bill passes its second reading.

Upon objection of Senator Yates to its third reading, the bill remains upon the Calendar.

S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their driver's license suspended or revoked.

Upon motion of Senator Martin, action on the bill is postponed until Tuesday, May 7, 1963.

H. B. 291, a bill authorizing the State Board of Health to establish recommended minimum standards for the design, construction, operation and maintenance of public swimming pools.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 471, a bill to provide for appointment of members to fill vacancies arising in county boards of health.

Passes its second and third readings and is ordered enrolled.

H. B. 560, a bill to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 646, a bill to provide that deposits required upon upset bids may be by certified check or cashier's check as well as in cash.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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#### SEVENTY-SIXTH DAY

SENATE CHAMBER,  
Saturday, May 4, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

The Senate is led in prayer by Pam Green of Raleigh, N. C., a Senate page.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8 o'clock.

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### SEVENTY-SEVENTH DAY

SENATE CHAMBER,  
Monday, May 6, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Everette Brown, Pastor of the First Presbyterian Church, Goldsboro, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written:

Upon motion of Senator Simmons, Eddie Wesley Cail, III, of Duplin County, is made an honorary page of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. Gordon Marshall of Alamance County, and their son and daughters are made honorary pages of the Senate.

Upon motion of Senator Warren, the courtesies of the galleries are extended to Mrs. Everette Brown, wife of Rev. Brown, and Ann, Julia and Everette, Jr., are made honorary pages of the Senate.

Upon motion of Senator Johnston, the courtesies of the floor are extended to former Senator H. G. Farthing of Ashe County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to the Halifax County Democratic Women's Club of Halifax County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Bill Brooks of Nash County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to L. C. Barnes, Mr. and Mrs. Roney Bunn, Jr., and Miss Brenda Boyette of Wilson County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Andrews High School of Cherokee County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to William Bass of Providence Rhode Island.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mr. and Mrs. Bill Hyatt of Haywood County.

Upon motion of Senator Hamilton, S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles, is taken from the unfavorable Calendar and placed upon the Calendar for immediate consideration.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 383, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and the House of Representatives at 12 noon, May 14, 1963, at the Session of the General Assembly to be held in Cullowhee.

S. R. 382, a joint resolution inviting the Honorable E. W. Brosnan, President of the Southern Railway System, to accompany members of the General Assembly upon their trip to the Session to be held at Cullowhee in Jackson County, May 14.

S. B. 156, an act to permit certain county and municipal bonds to be authorized investments for savings and loan associations.

S. B. 157, an act to amend General Statutes 54-29 so as to provide for test appraisals of collateral for loans made by savings and loan associations doing business in North Carolina.

S. B. 179, an act relating to malicious throwing of corrosive acids or alkalies.

S. B. 211, an act to authorize the attorney general to designate not more than four assistant attorneys general as deputy attorneys general.

S. B. 254, an act to enable municipalities to collect domestic and commercial refuse and street rubbish in trailers.

S. B. 316, an act to permit the town of North Wilkesboro to release any interest it and the public generally may have in certain lands for the purpose of permitting Hinshaw Street Baptist Church to use a portion of a certain 15 foot alley in the town of North Wilkesboro for church purposes.

H. B. 457, an act to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Buncombe to appoint an assistant coroner for Buncombe County.

H. B. 471, an act to provide for appointment of members to fill vacancies arising in county boards of health.

H. B. 513, an act to amend Chapter 173 of the Private Laws of 1927, as amended, relating to the charter of the Fayetteville Graded Schools.

H. B. 532, an act to amend General Statutes 47-30, General Statutes 47-32, and General Statutes 47-32.2, relating to plats and subdivisions of land surveys, so as to exempt Rockingham County from the provisions thereof.

H. B. 543, an act prescribing and regulating the salaries and emoluments of certain officers of Granville County.

H. B. 556, an act relating to the appointment of an assistant clerk of the Superior Court of Yancey County.

H. B. 559, an act providing for the division of profits from the operation of county alcoholic control stores in Granville County.

H. B. 560, an act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

H. B. 561, an act to authorize the city council of the city of Raleigh to fix the salary of the judge of the city court of the city of Raleigh between certain limits.

H. B. 565, an act making Chapter 224 of the Private Laws of 1927, conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor, applicable to the town of Spencer; and to confer

supplementary power on said town of Spencer to construct and install, or contract for the construction and installation of curbs and gutters and paving on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved, and prescribing the procedure therefor.

H. B. 566, an act permitting the town of Spencer to extend the time for payment of special assessments.

H. B. 576, an act to fix the salaries of the chairman and members of the board of county commissioners of Perquimans County.

H. B. 579, an act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

H. B. 587, an act to amend Chapter 1146 of the Session Laws of 1949 relating to the allocation of net proceeds from the operation of Onslow County Alcoholic Beverage Control Stores.

H. B. 602, an act to amend General Statutes 153-40 relating to the compensation of the clerk of the board of county commissioners so as to include McDowell County.

H. B. 604, an act to authorize the board of county commissioners of Swain County to turn into the general fund taxes collected for the year 1957 and prior years.

H. B. 623, an act to increase certain fees in the office of the register of deeds of Pasquotank County.

H. B. 632, an act to merge or consolidate the Vance County School Administrative Unit and the Henderson City School Administrative Unit; to provide for the election of the members of the consolidated board; to submit the question of such consolidation or merger to a vote of the people of Vance County, and to provide for the reorganization of the Vance County Board of Education if the merger or consolidation is not approved.

H. B. 637, an act to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Clayton in Johnston County.

H. B. 646, an act to provide that deposits required upon upset bids may be by certified check or cashier's check as well as in cash.

H. B. 658, an act to authorize the board of county commissioners of Gates County to hold meetings in the county office building.

H. B. 665, an act to authorize and empower the city council of the town of Selma to appropriate funds for the development of the resources of said town.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 265, a bill to revise certain sections of the Vital Statistics Laws of North Carolina.

S. B. 281, a bill rewriting General Statutes 47-26 relating to registration of deeds of gift.

S. B. 270, a bill to amend General Statutes 36-28 to permit a trustee to buy or sell trust property to itself where the instrument creating the trust specifically authorizes such transaction.

S. B. 132, a bill to classify individual family fallout shelters for purposes of ad valorem taxation.

S. B. 333, a bill to authorize the qualified voters of the city of Morganton to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in the city of Morganton.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Scott, White, Horton and James: S. B. 384, a bill to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor.

Referred to Committee on Mental Institutions.

By Senators Scott, White, Horton and James: S. B. 385, a bill to create a council on mental retardation.

Referred to Committee on Mental Institutions.

By Senator Midgett: S. B. 386, a bill to prohibit the taking or processing of female crabs bearing visible eggs in North Carolina.

Referred to Committee on Conservation and Development.

By Senators Yates and Johnston: S. B. 387, a bill to amend General Statutes 105-164.4(1) i, to make the provisions thereof applicable to telephone membership corporations formed and existing under Chapter 117 of the General Statutes, to mutual telephone associations formed and existing under Article 16 of Chapter 54 of the General Statutes and to other commercial telephone and telegraph companies.

Referred to Committee on Public Utilities.

By Senator Hatcher: S. B. 388, a bill declaring it a misdemeanor knowingly to make a false report of the theft or conversion of a motor vehicle.

Referred to Committee on Judiciary No. 1.

By Senator Hatcher: S. B. 389, a bill to validate the application of Valdese General Hospital, Inc., in Burke County for a sales tax refund, which application was inadvertently filed too late.

Referred to Committee on Finance.

By Senator James: S. B. 390, a bill to provide that appropriations for construction of State buildings shall include funds for landscaping.

Referred to Committee on Appropriations.

By Senator Whitley: S. B. 391, a bill to amend certain Sections of Article 34 of Chapter 106 of the General Statutes of North Carolina relating to hog cholera.

Referred to Committee on Agriculture.

By Senators Clark, Morgan of Cleveland, Currie, Jordan and White: S. B. 392, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing.

Referred to Committee on State Government.

By Senators Clark, Morgan of Cleveland, Currie, Jordan and White: S. B. 393, a bill to establish the Space and Technology Research Center at the Research Triangle.

Referred to Committee on State Government.



By Senator Yow: S. B. 394, a bill to amend Chapter 512, Session Laws of 1949, so as to increase the membership of the town board of commissioners; stagger their terms of office; and to appoint the commissioners for the town of Surf City, Pender County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Senator Forsyth: S. B. 395, a bill to amend General Statutes 162-7 relating to sheriff's fees in Macon County.

Referred to Committee on Salaries and Fees.

By Senators White, Humber and Walton: S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region.

Referred to Committee on Higher Education.

By Senator White, by request: S. B. 397, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to create a lien on real property of recipients of aid to the permanently and totally disabled.

Referred to Committee on Public Welfare.

By Senator White, by request: S. B. 398, a bill to appropriate funds to the Department of Archives and History for the development and maintenance of the grave site of Richard Caswell in Lenoir County.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee substitute for S. B. 175, a bill to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions.

Referred to Committee on Judiciary No. 2.

H. B. 450, a bill to amend General Statutes 160-94 to provide for extension of time for payment of special assessment.

Referred to Committee on Finance.

H. B. 456, a bill to regulate fees, charges, and solicitations in the public schools.

Referred to Committee on Public Education.

H. B. 477, a bill to amend the Workmen's Compensation Act, regarding benefits, and to whom benefits are payable.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 583, a bill to amend Articles 3, 4, 7, 8, 12 and 13 of Chapter 18 of the General Statutes relating to alcoholic beverages.

Referred to Committee on Judiciary No. 1.

H. B. 581, a bill to amend General Statutes 113-223 to provide protection to planted oyster grounds.

Referred to Committee on Conservation and Development.

H. R. 474, a joint resolution creating the Governor's Coordinating Committee on traffic safety and prescribing its duties.

Referred to Committee on Highway Safety.

H. B. 620, a bill to amend General Statutes 153-9(47), as the same appears in the 1961 Cumulative Supplement, so as to permit the county boards of health to examine and instruct employees of contractors on sanitary regulations pertaining to plumbing.

Referred to Committee on Public Health.

H. B. 661, a bill to fix the travel and other expenses of the members of the Duplin County Board of Education.

Referred to Committee on Education.

H. B. 662, a bill relating to the nomination of members of the board of county commissioners of Brunswick County.

Referred to Committee on Local Government.

H. B. 664, a bill to provide for the election of a mayor for the town of Selma by the qualified voters of the town of Selma, North Carolina.

Referred to Committee on Local Government.

H. B. 667, a bill to authorize certain boards of county commissioners to defray the cost of ambulance services under certain conditions.

Referred to Committee on Judiciary No. 2.

H. B. 669, a bill to authorize the Cumberland County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of property.

Referred to Committee on Finance.

H. B. 679, a bill providing for a referendum election in Wakelon, Wendell, Knightdale and Rolesville School Districts of Wake County upon the question of whether or not the individual school districts should be included as a part of the new District Thirteen.

Referred to Committee on Education.

H. B. 684, a bill relating to per diem and mileage of certain officers of Orange County.

Referred to Committee on Local Government.

H. B. 685, a bill to authorize the town of Tarboro to purchase liability insurance covering all its functions and to waive its immunity from liability.

Referred to Committee on Insurance.

H. B. 688, a bill to provide for appropriation of funds from the Wake County Board of Alcoholic Control net profits to the Wake County Board of Commissioners for the purpose of establishing and maintaining a mental health program.

Referred to Committee on Judiciary No. 1.

H. B. 689, a bill to authorize the board of county commissioners of Macon County to fix the fees to be charged by the register of deeds, the clerk of Superior Court, and the sheriff of Macon County.

Referred to Committee on Salaries and Fees.

H. B. 690, a bill to provide for appropriation of funds from the Wake County Board of Alcoholic Control net profits to the Wake County Board of Commissioners for the purpose of establishing and maintaining an educational and rehabilitation program with regard to alcoholism.

Referred to Committee on Judiciary No. 2.

H. B. 691, a bill to establish the fees to be collected by the constables for the various townships in New Hanover County in civil matters.

Referred to Committee on Salaries and Fees

H. B. 695, a bill to establish court costs for the Dare County Recorder's Court.  
Referred to Committee on Local Government.

H. B. 696, a bill relating to the nomination and election of members of the board of county commissioners of Rutherford County.  
Referred to Committee on Local Government.

H. B. 698, a bill authorizing the board of commissioners for the county of Rutherford to fix the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, the judge of the county recorder's court, and the solicitor of the county recorder's court, all of said county, within certain definite limits.  
Referred to Committee on Salaries and Fees.

H. B. 700, a bill to amend General Statutes 153-9 relating to powers of the board of county commissioners of Washington County.  
Referred to Committee on Counties, Cities and Towns.

H. B. 705, a bill to authorize the Parks and Recreation Commission of the city of Shelby to dispose of certain real property.  
Referred to Committee on Counties, Cities and Towns.

H. B. 707, a bill to amend Chapter 343 of the Session Laws of 1953 relating to certain fees of certain officials in Alamance County.  
Referred to Committee on Salaries and Fees.

H. B. 716, a bill relating to jury trials in the Haywood County Recorder's Court.  
Referred to Committee on Courts and Judicial Districts.

H. B. 719, a bill to grant zoning authority outside the city limits of the town of Aurora in Beaufort County.  
Referred to Committee on Local Government.

H. B. 723, a bill to fix the compensation of the members of the board of county commissioners and the members of the board of education of Jones County.  
Referred to Committee on Salaries and Fees.

H. B. 724, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Jones County.  
Referred to Committee on Judiciary No. 2.

H. B. 727, a bill relating to the salaries of the board of aldermen of the town of Hazelwood.  
Referred to Committee on Salaries and Fees.

H. B. 728, a bill to create a Law Enforcement Officers' Relief Fund for the Dare County Law Enforcement Officers' Association.  
Referred to Committee on Judiciary No. 1.

H. B. 739, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1961 and all prior years.  
Referred to Committee on Finance.

H. B. 741, a bill relating to Madison County Court House employees, their salaries and duties.  
Referred to Committee on Salaries and Fees.

H. B. 742, a bill to validate acknowledgments of Notary Public from which seals have been omitted.  
Referred to Committee on Judiciary No. 2.

H. B. 746, a bill to authorize the board of commissioners of the town of Mount Airy to order the paving of streets without a petition.

Referred to Committee on Local Government.

H. B. 751, a bill to amend Chapter 305 of the Session Laws of 1961 relating to the compensation of the coroner of Union County.

Referred to Committee on Salaries and Fees.

H. B. 794, a bill to provide for the election of members of the county board of education in New Hanover County.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Friday, May 3, 1963.

*Mr. President:*

Pursuant to your request we are returning S. B. 293, entitled, "An act to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the Fire Department of the town of Morganton", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Hatcher, the vote by which the bill passed its third reading is reconsidered.

Senator Hatcher offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

HOUSE OF REPRESENTATIVES,  
Friday, May 3, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 383, entitled, "A joint resolution inviting His Excellency, the Governor, to address a joint Session of the Senate and the House of Representatives at 12 noon, May 14, 1963, at the Session of the General Assembly to be held in Cullowhee", the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. Greenwood, Messer and Thornburg.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as a Committee on the part of the Senate to act with a like Committee appointed by the Speaker of the House, Senators Yates and Brantley and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 343, a bill amending Chapter 224 of the Private Laws of 1927 entitled "An act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the cost thereof", as amended, as the same relates to the city of Winston-Salem, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered sent to the House of Representatives.

H. B. 600, a bill to amend further General Statutes 160-241, as amended by Chapters 369 and 895, Session Laws of 1961, so as to provide alternate methods of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots, to be applicable to the town of Chapel Hill, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 624, a bill to validate tax levies and tax sales in Bertie County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 625, a bill to validate tax levies and tax sales in the town of Aulander, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46

The bill is ordered enrolled.

H. B. 633, a bill to amend the charter of the town of Waxhaw, Union County, North Carolina, and to extend the town limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

S. B. 336, a bill relating to establishment of garbage facilities in Transylvania County.

The bill passes its third reading and is ordered sent to the House of Representatives.

H. B. 635, a bill relating to the method of marking ballots in Granville County. Passes its second and third readings and is ordered enrolled.

H. B. 648, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Snow Hill in Greene County. Passes its second and third readings and is ordered enrolled.

H. B. 221, a bill to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

The bill passes its third reading and is ordered enrolled.

S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina.

Upon motion of Senator Morgan of Harnett, action on the bill is postponed until Tuesday, May 7, 1963.

Senate Committee substitute for S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

Upon motion of Senator Jones, action on the bill is postponed until Thursday, May 9, 1963.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Senator Warren offers an amendment which is adopted.

The bill passes its second reading.

Upon objection of Senator Midgett to its third reading, the bill remains upon the Calendar.

H. B. 392, a bill to amend General Statutes 116-149 and to rewrite General Statutes 116-151 relating to Veterans Commission scholarships for children of war veterans.

Passes its second and third readings and is ordered enrolled.

S. B. 112, a bill to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine-powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles, for concurrence in the House amendment.

Upon motion of Senator Hamilton, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

## SEVENTY-EIGHTH DAY

SENATE CHAMBER,  
Tuesday, May 7, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, H. B. 536, a bill to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County, is taken from the Committee on Appropriations and re-referred to the Committee on Local Government.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 91, an act to authorize use of protective payments in certain aid to dependent children cases.

S. B. 112, an act to amend Chapter 113 of the General Statutes so as to prohibit the taking of deer through the use of any engine powered or self-propelled vehicle, and to provide penalties for deer illegally taken through use of such vehicles.

S. B. 321, an act to amend Chapter 993 of the Session Laws of 1949 to provide for better safety on streets, roads and highways in Pinehurst, Moore County, North Carolina.

H. B. 221, an act to amend General Statutes 7-122 relating to jurisdiction of justices of the peace in claim and delivery proceedings.

H. B. 392, an act to amend General Statutes 116-149 and to rewrite General Statutes 116-151 relating to Veterans Commission scholarship for children of war veterans.

H. B. 600, an act to amend further General Statutes 160-241, as amended by Chapters 369 and 895, Session Laws of 1961, so as to provide alternate methods of assessing the cost of extending water and sewer lines within parcels of land subdividing into lots, to be applicable to the town of Chapel Hill.

H. B. 624, an act to validate tax levies and tax sales in Bertie County.

H. B. 625, an act to validate tax levies and tax sales in the town of Aulander.

H. B. 633, an act to amend the charter of the town of Waxhaw, Union County, North Carolina, and to extend the town limits of said town.

H. B. 635, an act relating to the method of marking ballots in Granville County.

H. B. 648, an act to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Snow Hill in Greene County.

H. B. 794, an act to provide for the election of members of the county board of education in New Hanover County.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 235, a bill relating to the exercise of the power of eminent domain in connection with small watershed programs in the counties of Stokes and Yadkin, with a favorable report.

H. B. 643, a bill to amend Article 13A of Chapter 113 of the General Statutes so as to define the duties and responsibilities of the Commercial Fisheries Advisory Board, and to more closely coordinate the work of this Board with that of the Department of Conservation and Development, with a favorable report.

S. B. 323, a bill to amend Article 6 of Chapter 87 of the General Statutes relating to water well contractors so as to include Wake County, with a favorable report.

S. B. 342, a bill to amend House Bill No. 298, relating to the power of eminent domain in connection with small watershed programs in the county of Rowan so as to include Transylvania County, with a favorable report.

H. B. 408, a bill relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use, with a favorable report.

By Senator Humber, for the Committee on Higher Education:

S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region, with a favorable report.

Upon motion of Senator Humber, the bill is re-referred to the Committee on Appropriations,

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 301, a bill to amend General Statutes 55A-86 so as to allow the majority of a board of directors to take certain informal actions, with a favorable report.

S. B. 313, a bill to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms, with a favorable report, as amended.

S. B. 388, a bill declaring it a misdemeanor knowingly to make a false report of the theft or conversion of a motor vehicle, with a favorable report.

H. B. 328, a bill to amend General Statutes 97-85 pertaining to the review of awards rendered by a commissioner or deputy commissioner of the North Carolina Industrial Commission so as to provide that upon review the full commission shall not be composed of a commissioner or deputy commissioner who heard and determined the dispute in the first instance, with a favorable report.

H. B. 682, a bill to amend Chapter 797 of the Session Laws of 1961 relating to procedure in the county criminal court of Davie County, with a favorable report.

H. B. 693, a bill relating to the concurrent jurisdiction of the superior court and certain inferior courts in Cabarrus County, with a favorable report.

H. B. 694, a bill authorizing the town of Chapel Hill and the town of Carrboro to create a joint planning board, a joint board of adjustment and a joint inspection department within their combined area of jurisdiction, with a favorable report.

H. B. 728, a bill to create a Law Enforcement Officers' Relief Fund for the Dare County Law Enforcement Officers' Association, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:



S. B. 355, a bill to authorize the State Board of Registration for Professional Engineers and Land Surveyors to conduct or sponsor programs of instruction and to disseminate knowledge and information to assist registered engineers and land surveyors better to serve the public and to assist persons better to qualify for registration to practice engineering and land surveying in North Carolina, with a favorable report.

H. B. 381, a bill to amend General Statutes 47-30 so as to make the same inapplicable to maps of municipal boundaries, with a favorable report.

H. B. 654, a bill to repeal General Statutes 160-280 relating to public building contracts of counties and municipalities, and to amend General Statutes 143-128 so as to make the same applicable to counties and municipalities, to require separate specifications for building contracts when the cost exceeds \$20,000.00, and to provide for combined bids for heating and air conditioning when installed by the same contractor, with a favorable report.

H. B. 724, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Jones County, with a favorable report.

H. B. 742, a bill to validate acknowledgements of notary public from which seals have been omitted, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

S. B. 78, a bill to eliminate the mandatory requirement that an employer furnish and maintain segregated toilet facilities for Negro and white employees, and making the same permissible, with an unfavorable report.

S. B. 364, a bill rewriting General Statutes 95-48 and General Statutes 95-49 to provide for adequate and sanitary toilet facilities in manufacturing and other business establishments, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators James, Saunders, Horton and Mills: S. B. 399, a bill to appropriate \$32,000.00 for the purchase of fire fighting equipment for Richmond, Scotland, Moore, Lee, Montgomery, Chatham, Anson and Hoke.

Referred to Committee on Appropriations.

By Senator Strong: S. B. 400, a bill to amend General Statutes 20-150(E) to specify that highway lines, regardless of color, placed in the center of the highways of North Carolina by the State Highway Commission shall designate passing and no passing zones and define the same.

Referred to Committee on Public Roads.

By Senator Warren: S. B. 401, a bill to establish a supplemental pension fund for firemen in the city of Goldsboro, Wayne County, North Carolina.

Referred to Committee on Judiciary No. 1.

By Senators Jordan and Hanes: S. B. 402, a bill to amend General Statutes 105-164.35(c) to allow refunds of sales and use tax to public airport authorities.

Referred to Committee on Finance.

By Senator Forsyth: S. B. 403, a bill fixing the fees to be charged by the clerk of the Superior Court of Macon County.

Referred to Committee on Salaries and Fees.

By Senator Forsyth: S. B. 404, a bill to establish fees allowed to the register of deeds in Macon County.

Referred to Committee on Salaries and Fees.

By Senator White: S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

Referred to Committee on Insurance.

By Senators Story, Stone, Hamilton, Hatcher, Currie, Martin, Forsyth, Belk, Walton, Humber, Williams, Morgan of Harnett, James, Whitley, Jordan, Midgett, White, Scott and Stikeleather: S. R. 406, a joint resolution honoring the former Senator and Representative B. C. Brock.

Upon motion of Senator Story, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 589, a bill to amend the charter of the town of Snow Hill in Greene County by increasing the limitation of tax for general purposes from one dollar to two dollars on every one hundred dollar valuation of property, and to amend General Statutes 160-402 as it applies to the town of Snow Hill.

Referred to Committee on Finance.

H. B. 644, a bill to authorize county and city boards of education to purchase annuity contracts for their employees.

Referred to Committee on Retirement, Employment Security.

H. B. 672, a bill to amend General Statutes 51-18, relating to the filing of marriage license returns.

Referred to Committee on Judiciary No. 1.

H. B. 673, a bill to amend General Statutes 44-66 of the General Statutes, relating to the recording of Federal tax liens in the office of the register of deeds.

Referred to Committee on Judiciary No. 1.

H. B. 675, a bill to amend General Statutes 105-312, relating to records of tax exempt property.

Referred to Committee on Finance.

H. B. 697, a bill to provide for the nomination and election of the members of the board of education of Rutherford County.

Referred to Committee on Education.

H. B. 714, a bill to amend Chapter 429 of the Session Laws of 1951 relating to the salaries of certain officials of Haywood County.

Referred to Committee on Salaries and Fees.

S. B. 210, a bill authorizing the establishing of a town liquor control store in the town of Bunn upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, for concurrence in the House amendment.

Upon motion of Senator Jolly, the Senate concurs in the House amendment and the bill is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Senator Gurganus offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina.

The substitute bill offered by the Committee is adopted.

Senator Morgan of Harnett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Committee substitute bill for S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than eighty-five (\$.85) per hour, effective January 1, 1964, and not less than one dollar (\$1.00) per hour, effective January 1, 1965.

Upon motion of Senator Clark, action on the bill is postponed until Wednesday, May 8, 1963.

S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their driver's license suspended or revoked.

The bill passes its second reading.

Upon objection of Senator Johnston to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 11:30 o'clock A.M.

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**SEVENTY-NINTH DAY**

SENATE CHAMBER,  
Wednesday, May 8, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the courtesies of the galleries are extended to the teachers and the students of the Goldsboro Junior High School of Wayne County.

Upon motion of Senator Snow, Susan and Donald Jones of Mount Airy, N. C., are made honorary pages of the Senate.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teacher and the students of the eighth grade of Central School of Iredell County.

Upon motion of Senator Story, the courtesies of the galleries are extended to the teachers and the students of the Fairplains School of Wilkes County.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to the teacher and the students of the Hobpton High School of Sampson County.

Upon motion of Senator Johnston, the courtesies of the floor are extended to former member of the Senate W. B. Austin of Ashe County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of North Graham Elementary School of Alamance County.

Upon motion of Senators Horton and Jordan, the courtesies of the galleries are extended to the teacher and the students of the Civics Club of Our Lady of Lourdes School of Wake County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teacher and the students of Gibsonville School of Guilford County.

Upon motion of Senator Seay, the courtesies of the galleries are extended to Dr. and Mrs. John Zimmerman of Rowan County.

Upon motion of Senator Saunders, the courtesies of the galleries are extended to the Robbins Graded School of Moore County and to Mrs. Alexander Robbins, sister-in-law of Senator Saunders.

Upon motion of Senator Midgett, S. B. 381, a bill to establish the George Washington Statue Commission, is taken from the Committee on Conservation and Development and re-referred to the Committee on Appropriations.

Upon motion of Senator Johnston, S. B. 387, a bill to amend General Statutes 105-164.4.1)i, to make the provisions thereof applicable to telephone membership corporations formed and existing under Chapter 117 of the General Statutes, to mutual telephone associations formed and existing under Article 16 of Chapter 54 of the General Statutes and to other commercial telephone and telegraph companies, is taken from the Committee on Public Utilities and re-referred to the Committee on Finance.

Upon motion of Senator Johnson, H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments, is taken from the Committee on Finance and placed upon today's Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 89, an act amending General Statutes 108-1 relating to the per diem of members of the State Board of Public Welfare.

S. B. 105, an act to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to re-define paid-in capital for the purpose of the base for capital to debt ratio and to change the requirements for membership.

S. B. 109, an act to prohibit the business or practice of debt adjusting or acting for a consideration as intermediaries between debtors and their creditors and to provide injunctive relief and penalties for a violation thereof.

S. B. 210, an act authorizing the establishing of a town liquor control store in the town of Bunn upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

H. B. 230, an act to amend Chapter 75A of the General Statutes so as to require regulation of all motor boats and to provide for safety measures to be employed by all motor boats.

H. B. 291, an act authorizing the State Board of Health to establish recommended minimum standards for the design, construction, operation and maintenance of public swimming pools.

H. B. 584, an act to authorize the qualified voters of the city of Lenoir to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 293, a bill to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the fire department of the town of Morganton.

S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Agriculture:

S. B. 330, a bill to appropriate funds for the construction of a building to house educational, economic and cultural exhibits at the North Carolina State Fairgrounds, with a favorable report.

Upon motion of Senator Whitley, the bill is re-referred to the Committee on Appropriations.

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 581, a bill to amend General Statutes 113-223 to provide protection to planted oyster grounds, with a favorable report.

H. B. 582, a bill to prohibit the transportation of unlawful devices upon commercial fishing boats in the commercial fishing waters of North Carolina, with a favorable report.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 365, a bill to amend the charter of the town of Lowell in Gaston County, North Carolina, so as to permit the governing body to establish a ward system for the election of six members of the board of aldermen, with a favorable report.

S. B. 394, a bill to amend Chapter 512, Session Laws of 1949, so as to increase the membership of the town board of commissioners; stagger their terms of office; and to appoint the commissioners for the town of Surf City, Pender County, North Carolina, with a favorable report.

H. B. 523, a bill relating to the appointment of the County Board of Public Welfare for Wake County, with a favorable report.

H. B. 621, a bill to amend Chapter 1142, Session Laws of 1959, relating to Franklin County Peace Officers Relief Association, with a favorable report.

H. B. 705, a bill to authorize the parks and recreation commission of the city of Shelby to dispose of certain real property, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 158, a bill to amend Article 9, Chapter 163 of the General Statutes, so as to provide a new State-wide registration of voters in each county, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 295, a bill to amend General Statutes 163-15 and General Statutes 163-180 relating to the appointment of election officials, with an unfavorable report as to bill, favorable report as to committee substitute bill.

S. B. 296, a bill to amend General Statutes 163-11 relating to qualifications of county boards of elections, with an unfavorable report.

By Senator Jordan, for the Committee on Insurance:

S. B. 332, a bill to amend Chapter 58, Article 22 of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies, with a favorable report.

S. B. 361, a bill to amend General Statutes 58-189 relating to the State property fire insurance fund to permit coverage under the fund of State-owned fixtures, furniture and equipment in non-State-owned buildings, with a favorable report.

H. B. 685, a bill to authorize the town of Tarboro to purchase liability insurance covering all its functions and to waive its immunity from liability, with a favorable report.

By Senator Long, for the Committee on Interstate and Federal Relations:

S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact, with a favorable report.

Upon motion of Senator Long, the bill is re-referred to the Committee on Highway Safety.

S. B. 229, a bill to enact the Interstate Driver License Compact, with a favorable report.

Upon motion of Senator Long, the bill is re-referred to the Committee on Highway Safety.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 47, a bill to rewrite Chapter 700 of the 1949 Session Laws of North Carolina relating to the planning, zoning, subdivision and building control authority of the city of Gastonia, with an unfavorable report as to bill, favorable report as to committee substitute bill.

By Senator Clark, for the Committee on State Government:

S. B. 392, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing, with a favorable report, as amended.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Appropriations.

S. B. 393, a bill to establish the Space and Technology Research Center at the Research Triangle, with a favorable report.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Appropriations.

H. B. 367, a bill to require the directors of the budget to review plans and specifications in the light of economic conditions of the construction industry in the area of the project, with a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. R. 407, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State-supported colleges, the State Board of Education and other Boards.

Upon motion of Senator Crew, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Jordan: S. B. 408, a bill to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties.

Referred to Committee on Insurance.

By Senator Midgett, by request: S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

Referred to Committee on Conservation and Development.

By Senator Scott: S. B. 410, a bill appropriating grant-in-aid funds to the Congregational Christian Home for Children.

Referred to Committee on Appropriations.

By Senator Long: S. B. 411, a bill to authorize the Person County Board of Education to sell and convey to Carolina Power & Light Company certain lands required for the steam electric generating plant and appurtenant facilities which said company proposes to construct and operate in Person County, North Carolina, and to restrict other sales.

Referred to Committee on Local Government.

By Senator Johnson: S. B. 412, a bill to authorize the county commissioners of Iredell County to fix compensation of members of the said Board.

Referred to Committee on Salaries and Fees.

By Senator White: S. B. 413, a bill to authorize the issuance of revenue bonds by the boards of trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation.

Referred to Committee on Finance.

By Senator Yow: S. B. 414, a bill to clarify the powers of the State Board of Alcoholic Control and the local Boards of Alcoholic Control with reference to the prices of alcoholic beverages.

Referred to Committee on Judiciary No. 1.

By Senator Walton: S. B. 415, a bill to amend Chapter 115 of the General Statutes relating to the powers of the State Board of Education to receive and administer gifts, grants and donations for special education and cultural projects and to empower the said Board to use relevant data for teacher allotment.

Referred to Committee on Education.

By Senator Brantley: S. B. 416, a bill to authorize the board of commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1953 through 1957.

Referred to Committee on Counties, Cities and Towns.

By Senator Snow: S. B. 417, a bill to fix the salaries of the board of commissioners of the town of Mount Airy.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 609, a bill to amend the North Carolina Metropolitan Sewerage Districts Act relating to the appointment of district board members in certain cases.

Referred to Committee on Judiciary No. 2.

H. B. 615, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina to provide for the dissolution of sanitary districts which have no outstanding indebtedness and the boundaries of which are wholly located within or coterminous with the corporate limits of a city or town.

Referred to Committee on Judiciary No. 2.

H. B. 641, a bill to amend Chapter 1298 of the Session Laws of 1957, the Charter of the Town of Mayodan.

Referred to Committee on Counties, Cities and Towns.

House Committee substitute for S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting.

Referred to Committee on Election Laws and Legislative Representation.

S. B. 349, a bill to provide for the filling of vacancies of certain offices in Carteret County, for concurrence in the House amendment.

Upon motion of Senator Hamilton, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 323, a bill to amend Article 6 of Chapter 87 of the General Statutes relating to water well contractors so as to include Wake County.

Upon motion of Senator Whitley, action on the bill is postponed until Thursday, May 9, 1963.



S. B. 342, a bill to amend H. B. 298, relating to the power of eminent domain in connection with small watershed programs in the county of Rowan so as to include Transylvania County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 235, a bill relating to the exercise of the power of eminent domain in connection with small watershed programs in the counties of Stokes and Yadkin.

Passes its second and third readings and is ordered enrolled.

H. B. 408, a bill relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

Passes its second and third readings and is ordered enrolled.

H. B. 682, a bill to amend Chapter 797 of the Session Laws of 1961 relating to procedure in the county criminal court of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 693, a bill relating to the concurrent jurisdiction of the Superior Court and certain inferior courts in Cabarrus County.

Passes its second and third readings and is ordered enrolled.

H. B. 694, a bill authorizing the town of Chapel Hill and the town of Carrboro to create a joint planning board, a joint board of adjustment and a joint inspection department within their combined area of jurisdiction.

Passes its second and third readings and is ordered enrolled.

H. B. 724, a bill to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 728, a bill to create a law enforcement officers' relief fund for the Dare County Law Enforcement Officers' Association.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Wednesday, May 8, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 407, entitled "a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Boards of Trustees of State-supported colleges, the State Board of Education and other Boards," the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President announces that in accordance with the Joint Resolution fixing the time and place for a Joint Session of the House of Representatives and the

Senate for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years in the State Board of Education, the North Carolina Board of Higher Education and the Boards of Trustees of State-supported colleges, the hour having arrived for the meeting, the Senate, preceded by its officers, will repair to the Hall of the House of Representatives, there to sit in Joint Session with that Honorable Body.

#### JOINT SESSION

The Senate is received by the members of the House of Representatives standing and the Joint Session is called to order by the President of the Senate T. Clarence Stone.

The Clerk of the Senate calls the roll of the Senate and the following members answer the Call: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The Clerk of the House calls the roll of the House of Representatives and the following members answer the Call: Messrs. Speaker Blue, Badgley, Bahnson, Bailey, Baker, Barbee, Bebbber, Bennett of Carteret, Bennett of Yancey, Britt of Johnston, Britt of Robeson, Brooks, Burden, Calder, Carroll, Chase, Coggins, Cooper, Crawford, Daniels, Davis, Delamar, Dolley, Drummond, Eagles, Efrid, Euliss, Evans of Mecklenburg, Forbes, Galifianakis, Garinger, Garner, Godwin, Green, Hamrick, Harding, Hargett, Hawfield, Henley, Hicks, High, Hill, Holshouser, Hunter, Isaac, Jernigan, Johnson of Alleghany, Jones, Kerr, Lacy, Lane, Leonard, Lupton, Mabe, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Messer, Moody, Murphy, Newman, O'Hanlon, Osteen, Owens, Palmer, Phipps, Pickard, Pope, Poteat, Quinn, Ragsdale, Ramsey of Madison, Randall, Roberson, Rodenbough, Sawyer, Saxon, Sermons, Simpson, Snyder, Speed, Stockton, Story, Strickland, Swann, Tate, Taylor, Uzzell, Vaughn, Venters, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson of Brunswick, Williamson of Columbus, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Zollicoffer—106.

A quorum of each House being declared present, the Joint Session proceeds with the business for which it convenes.

Senator Crew, on the part of the Joint Committee on Trustees of the University, makes the following report and nominations in writing and moves its adoption:

#### REPORT OF THE COMMITTEE ON TRUSTEES OF THE GREATER UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1963

A meeting of the Joint Committee on University Trustees was held May 1, 1963, for the purpose of selecting nominees for membership on the Board of Trustees of the University of North Carolina, to be submitted to the Joint Session. In accordance with instructions received from our Joint Committee, we hereby submit the following nominations:

## For regular 8-year term:

<i>Name</i>	<i>Address</i>	<i>County</i>
Wyatt R. Aydlett	Elizabeth City	Pasquotank
Irwin Belk	Charlotte	Mecklenburg
Mrs. Mebane H. Burgwyn	Jackson	Northampton
Sam N. Clark, Jr.	Tarboro	Edgecombe
T. J. Collier	Bayboro	Pamlico
Archie K. Davis	Winston-Salem	Forsyth
James C. Farthing	Lenoir	Caldwell
Dr. Dorothy Glenn	Gastonia	Gaston
George Watts Hill	Durham	Durham
Mrs. J. Henry Hill, Jr.	Hickory	Catawba
Thomas H. Leath	Rockingham	Richmond
W. J. Lupton	Swan Quarter	Hyde
Tom McKnight	Mooreville	Iredell
D. L. McMichael	Madison	Rockingham
R. D. McMillan, Jr.	Red Springs	Robeson
Rudolph I. Mintz	Wilmington	New Hanover
Thomas O. Moore	Winston-Salem	Forsyth
Ashley M. Murphy	Atkinson	Pender
Douglas M. Robinson	Mars Hill	Madison
R. Glenn Stovall	Roxboro	Person
Dr. David T. Tayloe	Washington	Beaufort
Carl V. Venters	Jacksonville	Onslow
Henry Weil	Goldsboro	Wayne
Mancon M. Williams	Lenoir	Caldwell
George M. Wood	Camden	Camden

## For 4-year term:

Dr. Rachel Davis	Kinston	Lenoir
Robert Hall	Mocksville	Davie

## For 2-year term:

Arthur I. Park	Oxford	Granville
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Very truly yours,  
 W. LUNSFORD CREW, CHAIRMAN,  
*Senate Committee on University Trustees.*

M. GLENN PICKARD, CHAIRMAN,  
*House Committee on University Trustees.*

The report of the Committee is adopted by roll call vote of the Senate and the House of Representatives, respectively:

The following Senators vote in the affirmative: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The following members of the House of Representatives vote in the affirmative: Messrs. Badgley, Bahnson, Bailey, Baker, Barbee, Bebbler, Bennett of Carteret, Bennett of Yancey, Britt of Johnston, Britt of Robeson, Brooks, Bunn, Burden, Calder, Carroll, Chase, Coggins, Cooper, Crawford, Daniels, Delamar, Dolley, Drummond, Eagles, Efrd, Euliss, Evans of Mecklenburg, Forbes, Galifianakis, Garinger, Garner, Godwin, Green, Gregory, Hamrick, Harding, Hargett, Hawfield, Henley, Hicks, High, Hill, Holshouser, Hunter, Isaac, Jernigan, Johnson of Alleghany, Jones, Kerr, Kiser, Lacy, Lane, Leatherwood, Leonard, Lupton, Mabe, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Messer, Murphy, Newman, O'Hanlon, Osteen, Owens, Phipps, Pickard, Poteat, Quinn, Ragsdale, Ramsey of Madison, Ramsey of Person, Randall, Roberson, Rodenbough, Sawyer, Saxon, Sermons, Simpson, Snyder, Speed, Stockton, Story, Strickland, Swann, Tate, Taylor, Uzzell, Vaughn, Venters, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, White, Whitehurst, Whitley, Wicker, Williamson of Brunswick, Williamson of Columbus, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Zollicoffer—107.

Whereupon the President of the Senate presiding over the Joint Session declares that the persons nominated by Senator Crew for the Committee are duly elected Trustees of the University for the terms designated in the report.

The President of the Senate T. Clarence Stone submits the following messages from His Excellency Terry Sanford, containing the appointments to the North Carolina Board of Higher Education, the Boards of Trustees of State Supported Colleges and North Carolina Directors of Schools for the Deaf:

The Honorable T. Clarence Stone, President of the Senate, and  
The Honorable Clifton Blue, Speaker of the House  
North Carolina General Assembly  
Raleigh, North Carolina

*Gentlemen:*

I have the honor to transmit herewith the following appointment to the North Carolina Board of Higher Education, which, in accordance with General Statutes 116-156, is subject to confirmation by the General Assembly in Joint Session assembled:

NORTH CAROLINA BOARD OF HIGHER EDUCATION

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
N. Elton Aydlett, Elizabeth City	July 1, 1961	June 30, 1969

I will very much appreciate your bringing this appointment to the attention of the distinguished members of the General Assembly.

Respectfully submitted,  
TERRY SANFORD, *Governor.*

The Honorable T. Clarence Stone, President of the Senate, and  
The Honorable Clifton Blue, Speaker of the House  
North Carolina General Assembly  
Raleigh, North Carolina

*Gentlemen:*

I have the honor to transmit herewith the following appointment to the Boards of Trustees of State-supported colleges, which, in accordance with Section 116-46

of the General Statutes, are subject to confirmation by the General Assembly in joint session assembled. I will be grateful to you for bringing these appointments to the attention of the distinguished members of the General Assembly.

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
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AGRICULTURAL AND TECHNICAL COLLEGE OF NORTH CAROLINA

George Sockwell, Gibsonville	July 27, 1961	June 30, 1969
David W. Morehead, Greensboro	Sept. 20, 1962	June 30, 1969
Prof. Elbert Edwin Waddell, Albemarle	July 27, 1961	June 30, 1969
Dr. Frontis W. Johnston, Davidson	July 27, 1961	June 30, 1967
John S. Stewart, Durham	July 27, 1961	June 30, 1967

APPALACHIAN STATE TEACHERS COLLEGE

Claude Armfield, Lenoir	August 11, 1961	June 30, 1969
William B. Rankin, Lincolnton	August 11, 1961	June 30, 1969
Wayne Shoaf, Lexington	August 11, 1961	June 30, 1969

NORTH CAROLINA COLLEGE AT DURHAM

Dr. J. M. Hubbard, Durham	Oct. 18, 1961	June 30, 1969
Dr. John Larkins, Raleigh	Oct. 18, 1961	June 30, 1969
Dr. W. W. Pierson, Chapel Hill	Oct. 18, 1961	June 30, 1969
Dr. Reginald A. Hawkins, Charlotte	Oct. 18, 1961	June 30, 1965
M. H. Thompson, Durham	Oct. 18, 1961	June 30, 1963
Willis H. Davenport, Greenville	Feb. 21, 1962	June 30, 1963

EAST CAROLINA COLLEGE

William Blount, New York	Oct. 11, 1961	June 30, 1969
Mrs. J. Russell Kirby, Wilson	Oct. 11, 1961	June 30, 1969
Reginald McCoy, Laurinburg	Oct. 11, 1961	June 30, 1969
Fred Bahnson, Winston-Salem	Oct. 11, 1961	June 30, 1967

ELIZABETH CITY STATE TEACHERS COLLEGE

Clarence W. Griffin, Williamston	Nov. 24, 1961	June 30, 1969
W. Lunsford Long, Roanoke Rapids	Nov. 24, 1961	June 30, 1969
James C. Sawyer, Sr., Elizabeth City	Nov. 24, 1961	June 30, 1969
Louis T. Randolph, Washington	Nov. 24, 1961	June 30, 1967

FAYETTEVILLE STATE TEACHERS COLLEGE

W. R. Collins, Smithfield	Oct. 18, 1961	June 30, 1969
Dr. G. L. Butler, Fayetteville	June 6, 1962	June 30, 1969
Emil Rosenthal, Goldsboro	Oct. 18, 1961	June 30, 1969
K. A. MacDonald, Raeford	Oct. 18, 1961	June 30, 1963

PEMBROKE STATE COLLEGE

Raymond B. Mallard, Tabor City	Oct. 13, 1961	June 30, 1969
Harry W. Locklear, Pembroke	Oct. 13, 1961	June 30, 1969
Dr. James E. Hillman, Raleigh	Oct. 13, 1961	June 30, 1969

WESTERN CAROLINA COLLEGE

Dr. Charles O. van Gorder, Andrews	Aug. 16, 1961	June 30, 1969
Jonathan Woody, Waynesville	Aug. 16, 1961	June 30, 1969
Philip Woollcott, Asheville	Aug. 16, 1961	June 30, 1969

## WINSTON-SALEM TEACHERS COLLEGE

Clark S. Brown, Winston-Salem	July 27, 1961	June 30, 1969
Rev. W. R. Crawford, Winston-Salem	July 27, 1961	June 30, 1969
Prof. N. L. Dillard, Yanceyville	July 27, 1961	June 30, 1969
Gordon Hanes, Winston-Salem	July 27, 1961	June 30, 1963

Respectfully submitted,  
TERRY SANFORD, *Governor*.

The Honorable T. Clarence Stone, President of the Senate, and  
The Honorable Clifton Blue, Speaker of the House  
North Carolina General Assembly  
Raleigh, North Carolina

*Gentlemen:*

I have the honor to transmit herewith the following appointments made during the past two years, which in accordance with provisions of the General Statutes, are subject to confirmation by the General Assembly in joint session assembled. I will be grateful to you for bringing these appointments to the attention of the distinguished members of the General Assembly.

## NORTH CAROLINA DIRECTORS OF SCHOOLS FOR THE DEAF

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
Dr. Ed Beddingfield, Stantonsburg	Oct. 20, 1961	Oct. 20, 1965
Arthur Bell Harris, Fairfield	Oct. 20, 1961	Oct. 20, 1965
Howard Moose, Newton	Oct. 20, 1961	Oct. 20, 1965
W. S. McCord, Charlotte	Oct. 20, 1961	Oct. 20, 1965
J. G. Northcott, Jr., Black Mountain	Oct. 20, 1961	Oct. 20, 1965
Mrs. Pearl O'Donnell, Asheville	July 22, 1961	Oct. 20, 1965
O. H. Pons, Valdese	Oct. 20, 1961	Oct. 20, 1965
Samuel McD. Tate, Morganton	Oct. 20, 1961	Oct. 20, 1965
J. M. Vestal, Raleigh	Oct. 20, 1961	Oct. 20, 1965
Lawrence O. Weaver, Greensboro	Oct. 20, 1961	Oct. 20, 1965
Roy B. Williams, Elm City	Oct. 20, 1961	Oct. 20, 1965

Respectfully submitted,  
TERRY SANFORD, *Governor*.

Upon motion of Senator Scott, the appointments contained in the Governor's messages are unanimously confirmed for the terms indicated.

Upon motion of Senator Crew, the Joint Session is dissolved and the Senate returns to its Chamber.

The Senate resumes consideration of its regular business.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked.

Senator Mills offers an amendment which is adopted.

Senator Belk moves that the bill be re-referred to the Committee on Highway Safety.

The motion fails to prevail.

Upon the passage of the bill upon its third reading, Senator Snow calls for the "ayes" and "noes".

Senator Long offers an amendment which is adopted.

Senator Jones offers an amendment which is adopted.

The call is sustained.

The bill passes its third reading by roll call vote, ayes 29, noes 18, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Brantley, Clark, Forsyth, Garriss, Gurganus, Hanes, Harrington, Horton, Johnson, Jolly, Jones, Kirby, Long, Meares, Mills, Morgan of Harnett, Propst, Saunders, Seay, Simmons, Story, Strong, Walton, White, Williams, Yates, Yow—29.

Those voting in the negative are: Senators Belk, Crew, Currie, Hamilton, Hatcher, Hollowell, Humber, Johnston, MacLean, Martin, Midgett, Morgan of Cleveland, Scott, Shelton, Snow, Stikeleather, Warren, Whitley—18.

The bill is ordered engrossed.

H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than eighty-five cents (\$.85) per hour, effective January 1, 1964, and not less than one dollar (\$1.00) per hour, effective January 1, 1965.

Senator Shelton offers an amendment which fails of adoption.

Senator Gurganus offers an amendment which fails of adoption.

The bill passes its second reading.

Upon objection of Senator White to its third reading, the bill remains upon the Calendar.

S. B. 301, a bill to amend General Statutes 55A-86 so as to allow the majority of a board of directors to take certain informal actions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 313, a bill to amend General Statutes 160-200(11) relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 355, a bill to authorize the State Board of Registration for Professional Engineers and Land Surveyors to conduct or sponsor programs of instruction and to disseminate knowledge and information to assist registered engineers and

land surveyors better to serve the public and to assist persons better to qualify for registration to practice engineering and land surveying in North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 364, a bill rewriting General Statutes 95-48 and General Statutes 95-49 to provide for adequate and sanitary toilet facilities in manufacturing and other business establishments.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 388, a bill declaring it a misdemeanor knowingly to make a false report of the theft or conversion of a motor vehicle.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 328, a bill to amend General Statutes 97-85 pertaining to the review of awards rendered by a commissioner or deputy commissioner of the North Carolina Industrial Commission so as to provide that upon review the full commission shall not be composed of a commissioner or deputy commissioner who heard and determined the dispute in the first instance.

Passes its second and third readings and is ordered enrolled.

H. B. 381, a bill to amend General Statutes 47-30 so as to make the same inapplicable to maps of municipal boundaries.

Passes its second and third readings and is ordered enrolled.

H. B. 643, a bill to amend Article 13A of Chapter 113 of the General Statutes so as to define the duties and responsibilities of the Commercial Fisheries Advisory Board, and to more closely coordinate the work of this Board with that of the Department of Conservation and Development.

Passes its second and third readings and is ordered enrolled.

H. B. 654, a bill to repeal General Statutes 160-280 relating to public building contracts of counties and municipalities, and to amend General Statutes 143-128 so as to make the same applicable to counties and municipalities, to require separate specifications for building contracts when the cost exceeds \$20,000.00, and to provide for combined bids for heating and air conditioning when installed by the same contractor.

Passes its second and third readings and is ordered enrolled.

H. B. 742, a bill to validate acknowledgements of Notary Public from which seals have been omitted.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Johnston, the Senate adjourns to meet tomorrow at 12 M.

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## EIGHTIETH DAY

SENATE CHAMBER,  
Thursday, May 9, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. Charles Lynn Brown, Pastor of White Memorial Presbyterian Church, Raleigh, N. C.



Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of Garner Elementary School of Wake County.

Upon motion of Senator Walton, the courtesies of the galleries are extended to the teachers and the students of the Ashley Elementary School of Cumberland County.

The Chair extends the courtesies of the galleries to Mr. Hal Cory of Buncombe County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Mr. Young Allen, Mr. Harry Harrison, Mr. Lester Bullard and Mr. John McArthur of Robeson County.

Upon motion of Senator Johnston, the courtesies of the galleries are extended to W. B. Austen of Ashe County.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Mr. and Mrs. Vinton Hunter, Louis F. Snyder and S. Pat Cashion of Mecklenburg County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the eighth grade of the Guilford School of Guilford County.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the Christ the King School of Lenoir County.

Upon motion of Senator Strong, the courtesies of the galleries are extended to the teachers and the students of the Gibsonville High School of Guilford County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Mrs. Josephine Smith, R. L. Roper, Ralph McCarson and Mr. Nelson Redmon of Henderson County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Dalton R. Paxton, J. D. Williamson, Roy Lucas, A. J. Plemmons and Harold Simonds of Haywood County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 406, a joint resolution honoring the former Senator and Representative B. C. Brock.

S. R. 407, a joint resolution fixing the time and place for a joint session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of State-supported colleges, the State Board of Education and other boards.

S. B. 311, an act to prohibit the taking of game from public highways in Rich Square Township, Northampton County.

S. B. 349, an act to provide for the filling of vacancies of certain offices in Carteret County.

H. B. 235, an act relating to the exercise of the power of eminent domain in connection with small watershed programs in the counties of Stokes and Yadkin.

H. B. 328, an act to amend General Statutes 97-85 pertaining to the review of awards rendered by a Commissioner or Deputy Commissioner of the North Carolina Industrial Commission so as to provide that upon review the full Commission shall not be composed of a Commissioner or Deputy Commissioner who heard and determined the dispute in the first instance.

H. B. 381, an act to amend General Statutes 47-30 so as to make the same inapplicable to maps of municipal boundaries.

H. B. 408, an act relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

H. B. 643, an act to amend Article 13A of Chapter 113 of the General Statutes so as to define the duties and responsibilities of the Commercial Fisheries Advisory Board, and to more closely coordinate the work of this board with that of the Department of Conservation and Development.

H. B. 654, an act to repeal General Statutes 160-280 relating to public building contracts of counties and municipalities, and to amend General Statutes 143-128 so as to make the same applicable to counties and municipalities, to require separate specifications for building contracts when the cost exceeds \$20,000.00, and to provide for combined bids for heating and air conditioning when installed by the same contractor.

H. B. 682, an act to amend Chapter 797 of the Session Laws of 1961 relating to procedure in the county criminal court of Davie County.

H. B. 693, an act relating to the concurrent jurisdiction of the Superior Court and certain inferior courts in Cabarrus County.

H. B. 694, an act authorizing the town of Chapel Hill and the town of Carrboro to create a joint planning board, a joint board of adjustment and a joint inspection department within their combined area of jurisdiction.

H. B. 724, an act to provide that a person convicted of public drunkenness shall be punished by a fine of not more than fifty dollars (\$50.00) or by imprisonment for not more than thirty (30) days in Jones County.

H. B. 728, an act to create a law enforcement officers' relief fund for the Dare County Law Enforcement Officers' Association.

H. B. 742, an act to validate acknowledgments of Notary Public from which seals have been omitted.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 313, a bill to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms.

S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Courts and Judicial Districts:

S. B. 352, a bill to amend Chapter 949 of the 1961 Session Laws relating to the costs of court in criminal cases in Burke and Caldwell Counties, with a favorable report.

S. B. 308, a bill to amend General Statutes 7-51 relating to the retirement of Justices of the Supreme Court, the Attorney General, and Judges of the Superior Court, with a favorable report, as amended.

H. B. 716, a bill relating to jury trials in the Haywood County Recorder's Court, with a favorable report.

Upon motion of Senator Jolly, the bill is placed upon today's Calendar.

By Senator Walton, for the Committee on Education:

S. B. 415, a bill to amend Chapter 115 of the General Statutes relating to the powers of the State Board of Education to receive and administer gifts, grants and donations for special education and cultural projects and to empower the said Board to use relevant data for teacher allotment, with a favorable report as amended.

H. B. 456, a bill to regulate fees, charges, and solicitations in the public schools, with a favorable report.

H. B. 661, a bill to fix the travel and other expenses of the members of the Duplin County Board of Education, with a favorable report.

H. B. 679, a bill providing for a referendum election in Wakelon, Wendell, Knightdale and Rolesville School Districts of Wake County upon the question of whether or not the individual school districts should be included as a part of the new District Thirteen, with a favorable report.

H. B. 697, a bill to provide for the nomination and election of the members of the board of education of Rutherford County, with a favorable report.

By Senator Johnson, for the Committee on Finance:

H. B. 588, a bill to authorize the town of Lake Lure to issue revenue bonds under the Revenue Bond Act of one thousand nine hundred and thirty-eight to acquire the lake, trunk sewerage line, dam and electric power generating plant and ancillary facilities located near said town, declaring such facilities to be undertakings within said act, granting the town all of the powers under said act with respect to such undertakings and declaring any such acquisition and bond issuance to be for proper public and municipal purposes, with a favorable report.

By Senator Humber, for the Committee on Higher Education:

S. B. 372, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds, with a favorable report.

Upon motion of Senator Humber, the bill is re-referred to the Committee on Finance.

H. B. 44, a bill to change the name of Winston-Salem Teachers College to Winston-Salem State College, with a favorable report.

H. B. 295, a bill to change the name of Elizabeth City State Teachers College to Elizabeth City State College, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 209, a bill to repeal General Statutes 44-57 and General Statutes 44-58 pertaining to commissions and interest upon money advancements by credit associations, and other lenders, with a favorable report.

S. B. 401, a bill to establish a supplemental pension fund for firemen in the city of Goldsboro, Wayne County, North Carolina, with a favorable report, as amended.

S. B. 414, a bill to clarify the powers of the State Board of Alcoholic Control and the local Boards of Alcoholic Control with reference to the prices of alcoholic beverages, with a favorable report.

H. B. 583, a bill to amend Articles 3, 4, 7, 8, 12 and 13 of Chapter 18 of the General Statutes relating to alcoholic beverages, with a favorable report.

H. B. 672, a bill to amend General Statutes 51-18, relating to the filing of marriage license returns, with a favorable report.

H. B. 673, a bill to amend General Statutes 44-66 of the General Statutes, relating to the recording of federal tax liens in the office of the register of deeds, with a favorable report, as amended.

H. B. 688, a bill to provide for appropriation of funds from the Wake County Board of Alcoholic Control net profits to the Wake County Board of Commissioners for the purpose of establishing and maintaining a mental health program, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such Authority to establish, own, maintain and operate an airport, with a favorable report.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina, with a favorable report.

House Committee substitute for S. B. 175, a bill to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions, with a favorable report, as amended.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

H. B. 440, a bill to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor, with a favorable report.

H. B. 442, a bill to amend various sections of the Workmen's Compensation Act, with a favorable report.

H. B. 444, a bill to amend the Workmen's Compensation Act in relation to settlement agreements, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators James and Mills: S. B. 418, a bill to appropriate funds to provide a 15% increase in salaries for employees of the Division of Forestry, Department of Conservation and Development.

Referred to Committee on Appropriations.

By Senators James and Saunders: S. B. 419, a bill to amend General Statutes 105-296.1 so as to increase the payment to counties in which State owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold.

Referred to Committee on Judiciary No. 2.

By Senators James and Saunders:

S. B. 420, a bill relating to the authority of local boards of health to accept fees.

Referred to Committee on Salaries and Fees.

By Senators Belk and Whitley, by request: S. B. 421, a bill amending General Statutes 96-14(4) to provide for the payment of benefits to workers unemployed due to a labor dispute.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator Scott: S. B. 422, a bill to authorize the Insurance Commissioner to issue rules, instructions and regulations for the supervision, regulation and operation of savings and loan associations.

Referred to Committee on Insurance.

By Senators Jordan, Morgan of Harnett and Belk: S. B. 423, a bill to provide an appropriation of \$750,000 for the establishment of a program of medical assistance for the aged and others in North Carolina.

Referred to Committee on Appropriations.

By Senator Williams: S. B. 424, a bill to validate the request of the Central Methodist Church of Albemarle, North Carolina, for a sales and use tax refund which was filed after the date allowed by statute.

Referred to Committee on Finance.

By Senators Yates and Brantley: S. B. 425, a bill to amend Chapter 113 of the Private Laws of North Carolina, Extra Session of 1921, so as to terminate the board of water commissioners of the city of Hendersonville, provide for appointment of an advisory board of water commissioners, and empower the board of city commissioners of the city of Hendersonville to operate and control water works and sewerage systems.

Referred to Committee on Local Government.

By Senators Forsyth, Belk and Garriss: S. B. 426, a bill to amend Chapter 53 of the General Statutes relating to the establishment of banks, branch banks and teller's windows.

Referred to Committee on Banking.

By Senator Strong: S. B. 427, a bill to provide for the election of members of the Guilford County Board of Education.

Referred to Committee on Education.

By Senator Johnson: S. B. 428, a bill to permit the use and sale of caps in cap pistols in Iredell County.

Referred to Committee on Judiciary No. 2.

By Senator Walton: S. B. 429, a bill to authorize policemen and other law enforcement officers of the town of Southport to make arrests and serve criminal

process at any place in Brunswick County within a radius of one mile distance from the corporate limits of said town.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 232, a bill to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

Referred to Committee on Judiciary No. 1.

H. B. 481, a bill to amend General Statutes 148-33.1 relating to the sentencing, quartering, and control of prisoners with work release privileges.

Referred to Committee on Penal Institutions.

H. B. 572, a bill to amend General Statutes 116-45 so as to change the name of Fayetteville State Teachers College to Fayetteville State College.

Referred to Committee on Higher Education.

H. R. 596, a joint resolution inviting the sixth biennial apprenticeship and training conference of the Middle Atlantic States to meet in North Carolina.

Referred to Committee on Interstate and Federal Relations.

H. B. 708, a bill to create the Historic Swansboro Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Swansboro and the county of Onslow.

Referred to Committee on Conservation and Development.

H. B. 762, a bill to provide for the payment of filing fees by candidates for city offices in the town of Spray.

Referred to Committee on Local Government.

H. B. 766, a bill to amend General Statutes 20-141 to regulate the speed of vehicles towing certain small trailers.

Referred to Committee on Highway Safety.

H. B. 768, a bill to amend General Statutes 20-125.1 regarding directional signals for certain trailers.

Referred to Committee on Highway Safety.

H. B. 803, a bill to amend Chapter 1073 of the 1957 Session Laws to provide for the vesting of fee simple title in the Charlotte-Mecklenburg Board of Education upon the payment into court of the sum appraised by the commissioners in condemnation proceedings.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 621, a bill to amend Chapter 1142, Session Laws of 1959, relating to Franklin County Peace Officers Relief Association, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of

Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—47.

S. B. 47, a bill to rewrite Chapter 700 of the 1949 Session Laws of North Carolina relating to the planning, zoning, subdivision, and building control authority of the city of Gastonia.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 323, a bill to amend Article 6 of Chapter 87 of the General Statutes relating to water well contractors so as to include Wake County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 365, a bill to amend the charter of the town of Lowell in Gaston County, North Carolina, so as to permit the governing body to establish a ward system for the election of six members of the board of aldermen.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 394, a bill to amend Chapter 512, Session Laws of 1949, so as to increase the membership of the town board of commissioners; stagger their terms of office; and to appoint the commissioners for the town of Surf City, Pender County, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 523, a bill relating to the appointment of the County Board of Public Welfare for Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 685, a bill to authorize the town of Tarboro to purchase liability insurance covering all its functions and to waive its immunity from liability.

Passes its second and third readings and is ordered enrolled.

H. B. 705, a bill to authorize the parks and recreation commission of the city of Shelby to dispose of certain real property.

Passes its second and third readings and is ordered enrolled.

H. B. 466, a bill to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—47.

The bill is ordered enrolled.

Committee substitute for S. B. 96, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not less than Eighty-Five Cents (\$.85) per hour, effective January 1, 1964, and not less than One Dollar (\$1.00) per hour, effective January 1, 1965.

Senator Midgett offers an amendment which fails of adoption.

The bill passes its third reading and is ordered sent to the House of Representatives.

Committee substitute for S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

Senator Jones offers an amendment which is adopted.

Upon motion of Senator Walton, action on the bill is postponed until Friday, May 10, 1963.

S. B. 158, a bill to amend Article 9, Chapter 163 of the General Statutes, so as to provide a new State-wide registration of voters in each county.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Whitley, action on the bill is postponed until Thursday, May 16, 1963.

S. B. 295, a bill to amend General Statutes 163-15 and 163-180 relating to the appointment of precinct election officials.

The substitute bill offered by the Committee is adopted.

Senator Johnston offers an amendment which is adopted.

The bill passes its second reading.

Upon objection of Senator White, action on the bill is postponed until Friday, May 10, 1963.

S. B. 332, a bill to amend Chapter 58, Article 22 of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 361, a bill to amend General Statutes 58-189 relating to the State property fire insurance fund to permit coverage under the fund of State-owned fixtures, furniture and equipment in non-State-owned buildings.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 367, a bill to require the directors of the budget to review plans and specifications in the light of economic conditions of the construction industry in the area of the project.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 581, a bill to amend General Statutes 113-223 to provide protection to planted oyster grounds.

Upon motion of Senator Yow, action on the bill is postponed until Thursday, May 16, 1963.

H. B. 582, a bill to prohibit the transportation of unlawful fishing devices upon commercial fishing boats in the commercial fishing waters of North Carolina.

Upon motion of Senator Hamilton, action on the bill is postponed until Thursday, May 16, 1963.

H. B. 716, a bill relating to jury trials in the Haywood County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.



## EIGHTY-FIRST DAY

SENATE CHAMBER,  
Friday, May 10, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to the teachers and the students of the Old Town School of Forsyth County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Knightdale School of Wake County.

Upon motion of Senators Garriss and James, the courtesies of the galleries are extended to the teachers and the students of the Denton School of Davidson County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to the teachers and the students of the Person-Albion School of Franklin County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Charles Drew School of Rockingham County.

Upon motion of Senator Johnson, the courtesies of the galleries are extended to the teachers and the students of the College Park School of Catawba County.

Upon motion of Senators Simmons and Yow, the courtesies of the galleries are extended to the teachers and the students of the Herring Plainview School of Sampson County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to the teachers and the students of the Burlington Day School of Alamance County.

Upon motion of Senator Garriss, the courtesies of the galleries are extended to the teachers and the students of the Biscoe Elementary School of Montgomery County.

Upon motion of Senator White, the courtesies of the galleries are extended to the teachers and the students of the Mars Hill School of Lenoir County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to the teachers and the students of the Oak Hill School of Burke County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Cowee Elementary School of Macon County.

Upon motion of Senator Midgett, the courtesies of the galleries are extended to Roy L. Lowe of Hyde County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of Bethesda School of Durham County.

The Chair extends the courtesies of the galleries to the teachers and the students of the Sadler Elementary School of Rockingham County.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 333, an act to authorize the qualified voters of the town of Morganton to determine whether or not beer and wine may be legally sold and alcoholic beverage control stores operated in the town of Morganton.

H. B. 466, an act to authorize county boards of equalization and review to make adjustments in farm valuations for ad valorem tax purposes when changes are made in commodity acreage allotments.

H. B. 523, an act relating to the appointment of the county board of public welfare for Wake County.

H. B. 685, an act to authorize the town of Tarboro to purchase liability insurance covering all its functions and to waive its immunity from liability.

H. B. 705, an act to authorize the parks and recreation commission of the city of Shelby to dispose of certain real property.

H. B. 716, an act relating to jury trials in the Haywood County Recorder's Court.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 404, a bill to establish fees allowed to the register of deeds in Macon County, with a favorable report.

S. B. 412, a bill to authorize the county commissioners of Iredell County to fix compensation of members of the said board, with a favorable report, as amended.

S. B. 417, a bill to fix the salaries of the board of commissioners of the town of Mount Airy, with a favorable report.

S. B. 367, a bill to fix the compensation of the members of the board of county commissioners of Durham County, with a favorable report, as amended.

S. B. 395, a bill to amend General Statutes 162-7 relating to sheriff's fees in Macon County, with a favorable report.

S. B. 403, a bill fixing the fees to be charged by the clerk of the Superior Court of Macon County, with a favorable report.

S. B. 420, a bill relating to the authority of local boards of health to accept fees, with a favorable report.

Upon motion of Senator Shelton, the bill is re-referred to the Committee on Public Health.

H. B. 691, a bill to establish the fees to be collected by the constables for the various townships in New Hanover County in civil matters, with a favorable report.

H. B. 698, a bill authorizing the board of commissioners for the county of Rutherford to fix the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, the judge of the county recorder's court, and the solicitor of the county recorder's court, all of said county, within certain definite limits, with a favorable report.

H. B. 707, a bill to amend Chapter 343 of the Session Laws of 1953 relating to certain fees of certain officials in Alamance County, with a favorable report.

H. B. 714, a bill to amend Chapter 429 of the Session Laws of 1951 relating to the salaries of certain officials of Haywood County, with a favorable report.

H. B. 723, a bill to fix the compensation of the members of the board of county commissioners and the members of the board of education of Jones County, with a favorable report.

H. B. 727, a bill relating to the salaries of the board of aldermen of the town of Hazelwood, with a favorable report.

H. B. 741, a bill relating to Madison County Courthouse employees, their salaries and duties, with a favorable report, as amended.

H. B. 751, a bill to amend Chapter 305 of the Session Laws of 1961 relating to the compensation of the coroner of Union County, with a favorable report.

By Senator Jordan, for the Committee on Insurance:

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan, with a favorable report, as amended.

S. B. 408, a bill to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed, with a favorable report, as amended.

Upon motion of Senator Aydlett, the rules are suspended and the bill is placed upon today's Calendar.

By Senator Propst, for the Committee on Local Government:

H. B. 536, a bill to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County, with a favorable report.

By Senator Belk, for the Committee on Public Roads:

H. B. 62, a bill to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 205, a bill to classify self-propelled vehicles equipped with living or sleeping facilities as private passenger vehicles, with a favorable report.

H. B. 490, a bill to amend General Statutes 20-88 to exempt small trailers or semitrailers from the combination licensing requirements, when the same are to be used with small trucks, with a favorable report.

Upon motion of Senator Belk, the bill is re-referred to the Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hatcher: S. B. 430, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the town of Morganton.

Referred to Committee on Counties, Cities and Towns.

By Senator Kirby: S. B. 431, a bill to amend Chapter 1073 of the Session Laws of 1959 relating to pistol permits so as to make the same applicable to Wilson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Williams: S. B. 432, a bill to amend Chapter 102 of the Session Laws of 1957 establishing a Supplementary Pension Fund for Firemen in the city of Albemarle, North Carolina.

Referred to Committee on Retirement, Employment Security.

By Senator James: S. B. 433, a bill to authorize the town of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street, or Boyd's Lake Road, for purposes of little boy's league playground and other activities, with reverter condition.

Referred to Committee on Counties, Cities and Towns.

By Senators James, Saunders and Mills: S. B. 434, a bill to require that sales of timber from the Sandhills Wildlife Refuge, in Richmond, Scotland and Moore Counties, shall be made upon sealed bids.

Referred to Committee on Judiciary No. 1.

By Senator Propst: S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one Administrative Board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County.

Referred to Committee on Education.

By Senator Propst: S. B. 436, a bill permitting Cabarrus County to authorize bonds for school purposes in the maximum aggregate principal amount of six million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Finance.

By Senator Propst: S. B. 437, a bill to amend General Statutes 20-217 to require operators of motor vehicles to stop the same at least 25 feet from a stopped school, church and Sunday School bus.

Referred to Committee on Highway Safety.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 645, a bill to incorporate the town of Spencer Mountain in Gaston County, State of North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 680, a bill to fix the time when members of the Nash County Board of Education take office.

Referred to Committee on Counties, Cities and Towns.

H. B. 753, a bill to authorize the Franklin County Board of Education to lease abandoned school property for a period of ten years with authority to renew said lease for a period of ten years, such renewals being made so long as the board desires to continue such agreement.

Referred to Committee on Education.

H. B. 757, a bill to authorize the board of education of Lee County to appoint a superintendent of schools for said county for a term of four years.

Referred to Committee on Education.

H. B. 780, a bill to authorize the qualified voters of the town of Granite Falls to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

H. B. 894, a bill to amend H. B. 195 ratified on April 6, 1963, and designated Chapter 225, Session Laws of 1963, so as to provide a limit of four years upon the levy of taxes for "Our Community Hospital, Incorporated", in Halifax County.

Upon motion of Senator Crew, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 621, a bill to amend Chapter 1142, Session Laws of 1959 relating to Franklin County Peace Officers Relief Association, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered enrolled.

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such Authority to establish, own, maintain, and operate an airport.

Upon motion of Senator Humber, action on the bill is postponed until Monday, May 13, 1963.

H. B. 588, a bill to authorize the town of Lake Lure to issue revenue bonds under the Revenue Bond Act of 1938 to acquire the lake, trunk sewerage line, dam and electric power generating plant and ancillary facilities located near said town, declaring such facilities to be undertakings within said act, granting the town all of the powers under said act with respect to such undertakings and declaring any such acquisition and bond issuance to be for proper public and municipal purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan,

Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 352, a bill to amend Chapter 949 of the 1961 Session Laws relating to the costs of court in criminal cases in Burke and Caldwell Counties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

Upon motion of Senator Humber, action on the bill is postponed until Monday, May 13, 1963.

S. B. 401, a bill to establish a supplemental pension fund for firemen in the city of Goldsboro, Wayne County, North Carolina.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered engrossed.

H. B. 661, a bill to fix the travel and other expenses of the members of the Duplin County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 679, a bill providing for a referendum election in Wakelon, Wendell, Knightdale and Rolesville School Districts of Wake County upon the question of whether or not the individual school districts should be included as a part of the new District Thirteen.

Passes its second and third readings and is ordered enrolled.

H. B. 688, a bill to provide for appropriation of funds from the Wake County Board of Alcoholic Control net profits to the Wake County Board of Commissioners for the purpose of establishing and maintaining a mental health program.

Upon motion of Senator Jordan, the bill is re-referred to the Committee on Counties, Cities and Towns.

H. B. 697, a bill to provide for the nomination and election of the members of the board of education of Rutherford County.

Passes its second and third readings and is ordered enrolled.

Committee Substitute for S. B. 295, a bill to amend General Statutes 163-15 and 163-180 relating to the appointment of precinct election officials.

The bill, as amended, passes its third reading and is ordered engrossed.

Committee Substitute for S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

Senator Horton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 209, a bill to repeal General Statutes 44-57 and General Statutes 44-58 pertaining to commissions and interest upon money advancements by credit associations, and other lenders.

Upon motion of Senator Meares, action on the bill is postponed until Thursday, May 16, 1963.

S. B. 308, a bill to amend General Statutes 7-51 relating to the retirement of Justices of the Supreme Court, the Attorney General, and Judges of the Superior Court.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 414, a bill to clarify the powers of the State Board of Alcoholic Control and the local Boards of Alcoholic Control with reference to the prices of alcoholic beverages.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 415, a bill to amend Chapter 115 of the General Statutes relating to the powers of the State Board of Education to receive and administer gifts, grants and donations for special education and cultural projects and to empower the said board to use relevant data for teacher allotment.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 44, a bill to change the name of Winston-Salem Teachers College to Winston-Salem State College.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 175, a bill to provide that sales of real property by the heirs with joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 295, a bill to change the name of Elizabeth City State Teachers College to "Elizabeth City State College."

Passes its second and third readings and is ordered enrolled.

H. B. 440, a bill to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body, and rate of compensation to be awarded therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 442, a bill to amend various sections of the Workmen's Compensation Act.

Upon motion of Senator Horton, action on the bill is postponed until Thursday, May 16, 1963.

H. B. 444, a bill to amend the Workmen's Compensation Act in relation to settlement agreements.

The bill passes its second reading.

Upon objection of Senator Walton to its third reading, the bill remains upon the Calendar.

H. B. 456, a bill to regulate fees, charges, and solicitations in the public schools.

Passes its second and third readings and is ordered enrolled.

H. B. 583, a bill to amend Articles 3, 4, 7, 8, 12 and 13 of Chapter 18 of the General Statutes relating to alcoholic beverages.

Passes its second and third readings and is ordered enrolled.

H. B. 672, a bill to amend General Statutes 51-18, relating to the filing of marriage license returns.

Passes its second and third readings and is ordered enrolled.

H. B. 673, a bill to amend General Statutes 44-66 of the General Statutes, relating to the recording of federal tax liens in the office of the register of deeds.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 315, a bill to provide for the creation of Unit Ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed.

The amendments offered by the Committee are adopted.

Upon motion of Senator Aydlett, action on the bill is postponed until Wednesday, May 15, 1963.

#### CONFERENCE REPORT

Senator Humber for the Conferees appointed to consider the differences arising between the Senate and the House of Representatives upon S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned Conferees appointed on S. B. 72, a bill to promote and encourage education beyond the high school in North Carolina, have considered carefully the differences existing between the two bodies and recommend that the Senate recede from its position, and that the House recede from its position, and that the name of North Carolina State College of Agriculture and Engineering of The University of North Carolina be changed to read:

“North Carolina State of the University of North Carolina at Raleigh”.

Respectfully submitted,  
ROBERT LEE HUMBER,  
RALPH H. SCOTT,  
CARL MEARES,  
*Conferees on the part of the Senate.*

GEORGE R. UZZELL,  
GORDON W. GREENWOOD,  
DWIGHT QUINN,  
*Conferees on the part of the House  
of Representatives.*

The following dissent from the majority report: Messrs. Ashley M. Murphy and George M. Wood.

Upon motion of Senator Humber, the Conferees Report is adopted and a message is ordered sent to the House of Representatives, informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate adjourns in honor of General Robert E. Lee, General Stonewall Jackson, and the Confederacy and all its Glory, to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.



**EIGHTY-SECOND DAY**

SENATE CHAMBER,  
Saturday, May 11, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott, the Senate is called to order by Senator Hatcher.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hatcher, Howell John Hatcher, III, is made an honorary page of the Senate.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 7 o'clock.

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**EIGHTY-THIRD DAY**

SENATE CHAMBER,  
Monday, May 13, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

**ENGROSSED BILLS**

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

Committee Substitute for S. B. 76, a bill to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

Committee Substitute for S. B. 295, a bill to amend General Statutes 163-15 and 163-180 relating to the appointment of precinct election officials.

S. B. 308, a bill to amend General Statutes 7-51 relating to the retirement of Justices of the Supreme Court, the Attorney General, and judges of the Superior Court.

S. B. 401, a bill to establish a supplemental pension fund for firemen in the city of Goldsboro, Wayne County, North Carolina.

S. B. 415, a bill to amend Chapter 115 of the General Statutes relating to the powers of the State Board of Education to receive and administer gifts, grants and donations for special educational and cultural projects and to empower the said board to use relevant data for teacher allotment.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. B. 438, a bill relating to county officials in the county of Carteret.

Referred to Committee on Counties, Cities and Towns.

By Senator White: S. B. 439, a bill to provide for the purchase by a municipality or a franchise supplier of electricity within a municipality of the facilities of an electric supplier in an annexed or incorporated area.

Referred to Committee on Public Utilities.

By Senator White: S. B. 440, a bill to amend Chapter 43, Article 3, Section 6, and Article 8, Section 49, of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 1.

By Senator White: S. B. 441, a bill to rewrite Section 95-88 of the General Statutes so as to exclude from the enumeration of persons employed in establishments those persons who are engaged in exempt employment as defined by the Minimum Wage Act.

Referred to Committee on Manufacturing, Labor and Commerce.

By Senator White: S. B. 442, a bill to provide a method of service of process upon non-resident operators of aircraft and upon their personal representatives.

Referred to Committee on Judiciary No. 1.

By Senator MacLean: S. B. 443, a bill to amend S. B. 161, entitled "an act to revise and re-state the charter of the city of Lumberton," ratified March 29, 1963, relating to the status of certain lienholders.

Referred to Committee on Counties, Cities and Towns.

By Senator Long: S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Referred to Committee on Public Utilities.

By Senators Martin, Clark, Hamilton and Garriss: S. R. 445, a joint resolution providing for the appointment of a commission for the purpose of making a study of capital punishment and submitting recommendations to the 1965 General Assembly respecting the retention or abolition of the death penalty as a punishment under the laws of North Carolina.

Referred to Committee on Judiciary No. 2.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 359, a bill to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court.

Referred to Committee on Judiciary No. 2.

H. B. 360, a bill to amend certain sections of the General Statutes relating to small claims and judgments by default and inquiry.

Referred to Committee on Judiciary No. 2.

H. B. 384, a bill to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting to provide for certification of insurance, to provide penalties for false certification, and for other purposes.

Referred to Committee on Insurance.

H. B. 447, a bill to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 533, a bill to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards.

Referred to Committee on Local Government.

H. B. 554, a bill to amend General Statutes 153-176.1 relating to hospitalization and medical care of the indigent sick and afflicted poor.

Referred to Committee on Public Health.

H. B. 663, a bill to create a legislative council in North Carolina.

Referred to Committee on Judiciary No. 1.

H. B. 666, a bill to validate the tax levies heretofore imposed upon residents of the town of Micro, and authorize collection of delinquent taxes.

Referred to Committee on Finance.

H. R. 704, a joint resolution regarding the omission of the name of the infirmity from the names given to State institutions for children with these infirmities.

Referred to Committee on Judiciary No. 1.

H. B. 732, a bill to amend Chapter 136 of the General Statutes so as to require the State Highway Commission to remove all dead animals from the traveled portion and rights-of-way of all primary and secondary roads and to dispose of such animals by burial or otherwise.

Referred to Committee on Public Roads.

H. B. 749, a bill prescribing the manner in which the board of commissioners of Henderson County may sell and convey tax foreclosed real property and other real property.

Referred to Committee on Judiciary No. 1.

H. B. 765, a bill to amend Chapter 25, Private Laws of 1887, the same being an act to incorporate the town of Maxton, Robeson County, so as to provide compensation for the mayor and commissioners of the said town and to prescribe the procedure for holding municipal elections in the town of Maxton.

Referred to Committee on Local Government.

H. B. 774, a bill relating to the duties, compensations and number of certain officers and employees of Macon County.

Referred to Committee on Counties, Cities and towns.

H. B. 776, a bill relating to compensation for the members of the board of county commissioners of Edgecombe County.

Referred to Committee on Salaries and Fees.

H. B. 778, a bill to create the Lee County Peace Officer's Relief Association.

Referred to Committee on Local Government.

H. B. 783, a bill to authorize the appointment of additional constables in Mecklenburg County.

Referred to Committee on Local Government.

H. B. 784, a bill authorizing use of non-tax revenues for recreation purposes in Mecklenburg County.

Referred to Committee on Finance.

H. B. 800, a bill to amend Article 20B, Chapter 153 of the General Statutes, relating to county zoning and regulation of buildings, so as to make its provisions applicable to Caswell County.

Referred to Committee on Local Government.

H. B. 806, a bill to amend General Statutes 153-9 (12a) to include Sampson County among the counties whose boards of commissioners may fix the fees and commissions charged by county officers.

Referred to Committee on Salaries and Fees.

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County.

Referred to Committee on Education.

H. B. 823, a bill to amend H. B. 157, entitled "an act amending General Statutes 108-11 relating to county boards of public welfare" as enacted by the 1963 General Assembly and ratified on April 19, 1963, to make the provisions thereof inapplicable to Macon County.

Referred to Committee on Public Welfare.

H. B. 828, a bill to increase the number of county commissioners in Davie County from three to five and to provide for staggered terms of office.

Referred to Committee on Local Government.

H. B. 829, a bill authorizing use of surplus non-tax revenues for the erection of additional buildings and facilities and improving and remodeling existing buildings and facilities and acquiring the necessary equipment therefor at the chronic disease unit for the Charlotte Memorial Hospital.

Referred to Committee on Public Health.

H. B. 833, a bill to authorize the board of county commissioners of Yancey County to adjust general and special fund ledger balances as of July 1, 1962.

Referred to Committee on Judiciary No. 2.

H. B. 837, a bill to increase the term of the judge of the Durham County Civil Court from two years to four years and to provide for changes in the method of appointment and the determination of the amount of compensation of a substitute judge.

Referred to Committee on Judiciary No. 2.

H. B. 842, a bill to authorize the board of commissioners of Davie County to expend certain surplus funds now held by the county for hospital expansion purposes.

Referred to Committee on Public Health.

S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate fails to concur in the House amendment and asks that a Conference Committee be appointed.

HOUSE OF REPRESENTATIVES,  
Friday, May 10, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on S. B. 72, "a bill to be entitled an act to promote and encourage education beyond the high school in North Carolina," to the end that if a similar report is adopted by the Senate, the bill may be ordered enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 588, a bill to authorize the town of Lake Lure to issue revenue bonds under the Revenue Bond Act of 1938 to acquire the lake, trunk sewerage line, dam and electric power generating plant and ancillary facilities located near said town, declaring such facilities to be undertakings within said act, granting the town all of the powers under said act with respect to such undertakings and declaring any such acquisition and bond issuance to be for proper public and municipal purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Scott, Simmons, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—38.

The bill is ordered enrolled.

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such authority to establish, own, maintain and operate an airport.

Upon motion of Senator Humber, action on the bill is postponed until Wednesday, May 15, 1963.

H. B. 536, a bill to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County, upon second reading.

The bill passes its second reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Scott, Simmons, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—38.

S. B. 367, a bill to fix the compensation of the members of the board of county commissioners of Durham County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

Upon motion of Senator Humber, action on the bill is postponed until Wednesday, May 15, 1963.

S. B. 412, a bill to authorize the county commissioners of Iredell County to fix compensation of members of the said board.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 417, a bill to fix the salaries of the board of commissioners of the town of Mount Airy.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 698, a bill authorizing the board of commissioners for the county of Rutherford to fix the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, the judge of the County Recorder's Court, and the solicitor of the County Recorder's Court, all of said county, within certain definite limits.

Passes its second and third readings and is ordered enrolled.

H. B. 723, a bill to fix the compensation of the members of the board of county commissioners and the members of the board of education of Jones County.

Passes its second and third readings and is ordered enrolled.

H. B. 751, a bill to amend Chapter 305 of the Session Laws of 1961 relating to the compensation of the coroner of Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 444, a bill to amend the Workmen's Compensation Act in relation to settlement agreements.

The bill passes its third reading and is ordered enrolled.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon motion of Senator White, action on the bill is postponed until Thursday, May 16, 1963.

S. B. 408, a bill to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senate Committee Substitute for H. B. 62, a bill to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 205, a bill to classify self-propelled vehicles equipped with living or sleeping facilities as private passenger vehicles.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow on the Western Carolina campus at 12 M.

## EIGHTY-FOURTH DAY

REID GYMNASIUM,  
WESTERN COLLEGE,  
CULLOWHEE, N. C.  
Tuesday, May 14, 1963.

The Senate meets this day first in Joint Session with the House of Representatives in Reid Gymnasium, Western Carolina College and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. James Lambert, Pastor of Scotts Creek Baptist Church, Sylva, N. C.

Representative Ernest B. Messer of Haywood County presents Dr. Paul Reid, President of Western Carolina College, who delivers the following welcoming address:

On behalf of more than 2000 students, 110 faculty members, the Board of Trustees and the citizens of this mountain county I extend a hearty welcome to the Governor, members of the Council of State, members of the General Assembly, your wives and staff to the campus of Western Carolina College.

In addition we are glad to have members of the press, radio, television and all visitors for this historic event in Western North Carolina.

We are honored to have you here and we hope your stay, brief as it is, will be enjoyable. Since this is the first visit for many of you to Western North Carolina we hope you will enjoy this region so much that you will come often. Learn with us who live and work here the deep meaning of the Bible quotation: "I will lift up mine eyes unto the hills from whence cometh my help."

In 300 years of state government, this day marks the first time the General Assembly has met in our mountain region west of the Blue Ridge. Therefore, the entire citizenry of this area has a special interest in the proceedings here today.

Your presence on this campus has special meaning to me, personally, certainly in two respects: (1) many of you and your wives are former students of mine at this college or in the public schools where I have served; (2) this visit, which includes numbers of legislators with whom it has been my privilege to work closely through the years, is the highlight of 38 years of service to the State in education. I might add that I do not anticipate any experience in the future which will surpass your presence here today. Sincere thanks from a grateful heart.

As you entered the campus you no doubt noticed an historical marker which indicated the founding date as 1889. The founder was Professor Robert Lee Madison of Lexington, Virginia, whose father was the personal physician of General Robert E. Lee. Professor Madison left Virginia with the desire to found a teacher training institution somewhere in these mountains and he finally settled upon Cullowhee. From lowly beginnings and almost failure at times Professor Madison's idea has resulted in an institution of more than 2000 well qualified students.

Without your efforts and those of former legislators the college would never have materialized into that which it is today. I speak the gratitude of thousands of alumni many of whom would never have secured a college education except for your efforts in their behalf.

The facilities you provided in recent years made possible a phenomenal enrollment growth from 606 in 1950 to 2122 on-campus students this year.

Please note on the walls the 77 counties represented in the student body and the number from each county.

For making all of this possible we thank you and the others who are not present today.

On the campus tour you saw the high quality of the physical facilities but of far more importance are the human resources. To your left and to your right are the students. We present them to you as young men and young women in whom you can have much pride and satisfaction.

For your visit let me mention just two of their many activities.

On Friday morning of last week I came to the student assembly wondering about flags for this occasion. To my delight the freshman class had purchased these two flags and they were on the wall.

Another indication of the quality of our student body is their action in voting upon themselves a fee of one dollar per quarter with which to launch the Alumni News which you find on your improvised desk. You will note that your presence is recognized by a picture of your State Legislative Building.

Another human resource with which the college is most fortunate is an able and dedicated faculty. The faculty, with their wives, are here today to pay honor to your visit.

In conclusion—apart from your willingness to make the visit, there was the problem of transportation. On behalf of all of us in Western North Carolina, we express sincere appreciation to the Southern Railway and the Queen City and Smoky Mountain Trailways for providing the transportation which made the trip possible.

As all of you visitors realize, we live in a paradise of nature and we would like to share it with you in the future. We are happy you are here and we hope you will visit us often.

The President of the Senate T. Clarence Stone presents His Excellency, Governor Terry Sanford, who delivers the following address:

*Mr. President, Mr. Speaker, Members of the General Assembly, Citizens of Western North Carolina, and Students from all across North Carolina and, indeed, the Nation:*

This is a day when Americans were scheduled to reach upward toward the stars and I think it was very appropriate that our legislative branch and officials of North Carolina should today come up to this Land of the Sky.

There was, as a great many of you will remember, a time when it took all day and most the night to get from Raleigh up to here. In those days you had to point your T-Model somewhere in the general direction of the West and go through South Carolina and Georgia in order to get to Cullowhee.

There was a time, and I put emphasis on there was a time, when this area was closer to the capitals of South Carolina, Georgia and Tennessee than to Raleigh. But today you can fly from here to Raleigh in an hour, or you can drive it in six hours and not violate the safety program. Or, as our legislators can tell you, you can take a nice leisurely overnight train trip, doing your work and getting a good night's rest on the way up here.

And thanks to the rapid advances in communications, you can, in a matter of seconds, communicate from here to Raleigh—as the people in the Budget Bureau and the Highway Building know.



Today as you know, Cooper and the officials of NASA are still reaching for the stars. And the General Assembly too is still reaching for the accomplishments which will help develop North Carolina's great potential. As we reach, I think it is well to remind ourselves that the problems and the opportunities which face one part of North Carolina are the problems and the opportunities of all of North Carolina.

I hold a strong conviction that the problems and the opportunities which face the tourist industry in these Western Counties should be the concern of Eastern and Piedmont Counties.

The harvests and the failures of the cabbage and corn crops are of considerable importance to you here of course, and also to the textile workers of Kannapolis and Concord, Greensboro and Burlington.

The number of tourists who drive the Blue Ridge Parkway, across the roof of North Carolina, has a strong correlation to the number who drive down the new History Highway on the Atlantic Coast.

The food processing plants up here have given farmers and businessmen of Eastern North Carolina some good pointers.

On the other side of the coin, you who live and work in this area are adversely affected when the waves of the ocean erode the Outer Banks. It takes a little longer for you to feel those waves, and that loss, but you will feel them.

When the looms are stopped in the Piedmont, because of improper foreign competition, when cancer scares threaten the tobacco plants of the farms of Pitt and Lenoir and the factories of Forsyth and Durham and Rockingham, the economy of these Western counties suffers. And, indeed, as we look now to your problems and your opportunities, I am convinced absolutely that the problems of the Appalachian are the problems of the State of North Carolina and we take them seriously.

In short, the town of Jackson down East and the county of Jackson up here rise or fall together; Nags Head and Nantahala are in the tourist business together, the distance between Manteo and Murphy is an ever narrowing one.

I would say to the citizens of this section that your representatives and your senators are well aware of this unity of purpose and unity of opportunity. I could call their names one by one, and say that they understand and that they are representing all of North Carolina and that their work and their contributions indicate that they understand that all of North Carolina will stand or fall as we stand together.

There is no longer any place for sectionalism. There is no longer one part playing the State off against the other. Indeed, if we are going to reach our opportunities as we can, we need to do it working together.

These members of the General Assembly—I say to you who live here and to you students—are people who are dedicated and who are working diligently every day and almost every night to develop North Carolina's future to give everybody a better opportunity to earn a better living and to have a better life to give young people a chance to have the kind of education which will enable them to compete with young people from any part of the nation and any part of the world. These are the people who have laid those plans, these are the people who are fulfilling those programs.

These are the men who are accelerating the drive for new and diversified industry to improve the economy of our State.

These are the men who are considering ways to improve and enhance the third largest income producing industry in our State—the tourist industry.

These are the men who made possible more secondary road funds during the last two years than in any two years since Governor Scott's road bond program. In the counties, that compose the group we usually consider Western North Carolina, you may be interested in knowing that more than \$8 million was spent in the last two years on secondary roads alone. Translate that into mileage, that means 245 miles of paving and 535 miles of improvement and we are just beginning to demonstrate by stopping diversion, and by more careful economy that we can continue to speed up road building progress and we are going to do all we can to help you through road construction to open up this country and improve the economy.

Most important, these are the people helping in education, the ultimate denominator of all of North Carolina. These are the men who lifted high in 1961, and who are lifting still higher in 1963, the educational opportunities of all the boys and all the girls in all the counties of North Carolina.

It is right that today's Joint Session of the General Assembly should be held on a college campus. It is just about 96 hours since the lawmakers of North Carolina endowed every student in North Carolina.

The members of the 1963 General Assembly made that permanent endowment through adoption of the broadest based and the most far-reaching legislative act in all of the United States.

Benefits of this measure which was adopted with overwhelming approval on Friday, will be appreciated by many generations of North Carolinians and I believe the historians of this State will place the accomplishments of this General Assembly along with the provision of the Revolutionary Constitution of North Carolina providing for the University and later the establishment of colleges like Western Carolina and Appalachian.

This act is but part of North Carolina's 20th Century commitment to give its children the best possible opportunity to get ready for the competition of life.

Other measures reaffirming that commitment are now under careful consideration by the members of the General Assembly.

The representatives and senators are now considering a substantial increase in the public schools and our continuing drive to make our schools second to none.

For the first time in the history of our State, the entire budget requested by the State Board of Education, which carefully screened all of the needs, has been approved by the Administration and the Advisory Budget Commission. The chairman of the Board of Education was able to come to the Committee on Appropriations and say: "We have nothing new to request because for the first time in all of the history of this State, education has been put in the absolutely first place."

There are increased funds in the budget for Western Carolina and for the other senior colleges.

And we know of the influence of this college and Appalachian, Asheville-Biltmore in Western North Carolina and we look to these institutions to provide the leadership to continue the progress to make North Carolina what it must be.

There is continued support in the budget for Industrial Education Centers, which are meaning so much to so many, many students who for various reasons are not going on to college. You also will find appropriations to establish a strong

basis for industrial education at the high school level. This is something that we have concerned ourselves with. Perhaps in paying attention to many other problems in the past we have not given adequate attention. I am satisfied that this General Assembly will write a new record and a new start for broader industrial and vocational opportunities for high school students.

There are funds for the mentally gifted children challenging them to do their utmost to make all the contributions that they can make to this State, because of their unusual abilities. And, incidentally, this program got its start right here on the campus of Western Carolina College.

There are steps under way to broaden the chances in life for the mentally retarded children. This Legislature is going to show that we have come to the place where we are going to remember these long forgotten children.

These are but a few items of North Carolina's number one purpose of education.

There are many other challenges and many other opportunities and many other things which the General Assembly will do to speed the progress of our State.

There is the proposed Space Center.

There is the important matter of democratic redistricting.

There is the vital question of traffic safety legislation.

There is the need for improving our mental health and hospital system.

There are the questions of parks, community planning, forests, recreation, wild-life, and water resources—altogether 1,500 to 2,000 questions contained in bills introduced in this Session, to which attention is given everyday by these distinguished legislative bodies.

This General Assembly is working for you. This General Assembly is working for all of the people of North Carolina. And I am satisfied that when the record is written, that this General Assembly will stand at the very top in contributions made to all of the people of North Carolina.

And I am very happy to have been associated with it.

Thank you very much.

Upon motion of Senator Scott, the Joint Session is dissolved and the Senate resumes consideration of business.

The Senate meets in its separate quarters prepared for the occasion and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. Jim Fowler, Superintendent of the Lake Junaluska Methodist Assembly Ground, Lake Junaluska, N. C.

Senator Morgan of Harnett, for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senators Yates and White, the courtesies of the lobby are extended to Bill McCrea, Resident Manager of Lake Logan Lodge of Champion Paper and Fibre Company.

Upon motion of Senator Bailey, Ronald Banks and Susan Proffitt are made honorary pages of the Senate.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senators Forsyth, Belk and Garriss, for the Committee on Banking:

S. B. 426, a bill to amend Chapter 53 of the General Statutes relating to the establishment of banks, branch banks and teller's windows, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Crew: S. B. 446, a bill to amend Chapter 1041, Session Laws of 1949, and amendatory acts thereto, relating to the Halifax County Law Enforcement Officers' Relief Act.

Referred to Committee on Local Government.

By Senators Crew, Hanes and Morgan of Harnett: S. R. 447, a joint resolution expressing appreciation of the General Assembly of North Carolina to the citizens of Western North Carolina, to the officials of Western Carolina College and to the Chief and Council of the Cherokee Indian Reservation for the Hospitality extended on 14 May 1963.

Upon motion of Senator Crew, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 911, a joint resolution commemorating the Seventy-fourth Anniversary of Western Carolina College.

Upon motion of Senator Forsyth, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 536, a bill to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnston, Jones, Jordan, Kirby, Martin, Mearns, Midgett, Mills, Morgan of Harnett, Scott, Seay, Simmons, Stikeleather, Story, Walton, Warren, White, Whitley, Yates, Yow—34.

The bill is ordered enrolled.

S. B. 395, a bill to amend General Statutes 162-7 relating to sheriff's fees in Macon County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 403, a bill fixing the fees to be charged by the clerk of the Superior Court of Macon County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 404, a bill to establish fees allowed to the register of deeds in Macon County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 691, a bill to establish the fees to be collected by the constables for the various townships in New Hanover County in civil matters.

Passes its second and third readings and is ordered enrolled.

H. B. 707, a bill to amend Chapter 343 of the Session Laws of 1953 relating to certain fees of certain officials in Alamance County.

Passes its second and third readings and is ordered enrolled.

H. B. 714, a bill to amend Chapter 429 of the Session Laws of 1951 relating to the salaries of certain officials of Haywood County.

Passes its second and third readings and is ordered enrolled.

H. B. 727, a bill relating to the salaries of the board of aldermen of the town of Hazelwood.

Passes its second and third readings and is ordered enrolled.

H. B. 741, a bill relating to Madison County Court House Employees, their salaries and duties.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Scott, the Senate adjourns to meet in the city of Raleigh tomorrow at 12 M.

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#### EIGHTY-FIFTH DAY

SENATE CHAMBER,

Wednesday, May 15, 1963.

The Senate meets pursuant to adjournment, and is called to order by President pro tempore Ralph Scott.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

## ENROLLED BILLS

Senator James, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 314, an act to provide that it shall not be necessary for the chief of police or any policeman of any city or town in Polk County to reside within the town limits.

S. B. 358, an act to extend the jurisdiction, in criminal matters, of the municipal recorder's court of the town of Liberty so as to include the area within the corporate limits of the town of Staley in Randolph County.

H. B. 44, an act to change the name of Winston-Salem Teachers College to Winston-Salem State College.

H. B. 295, an act to change the name of Elizabeth City State Teachers College to "Elizabeth City State College."

H. B. 367, an act to require the directors of the budget to review plans and specifications in the light of economic conditions of the construction industry in the area of the project.

H. B. 440, an act to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

H. B. 456, an act to regulate fees, charges, and solicitations in the public schools.

H. B. 583, an act to amend Articles 3, 4, 7, 8, 12 and 13 of Chapter 18 of the General Statutes relating to alcoholic beverages.

H. B. 621, an act to amend Chapter 1142, Session Laws of 1959 relating to Franklin County Peace Officers Relief Association.

H. B. 661, an act to fix the travel and other expenses of the members of the Duplin County Board of Education.

H. B. 672, an act to amend General Statutes 51-18, relating to the filing of marriage license returns.

H. B. 679, an act providing for a referendum election in Wakelon, Wendell, Knightdale and Rolesville School Districts of Wake County upon the question of whether or not the individual school districts should be included as a part of the new District Thirteen.

H. B. 697, an act to provide for the nomination and election of the members of the board of education of Rutherford County.

H. B. 894, an act to amend H. B. 195, ratified on April 6, 1963, and designated Chapter 225, Session Laws of 1963, so as to provide a limit of four years upon the levy of taxes for "Our Community Hospital, Incorporated", in Halifax County.

S. B. 260, an act to authorize the board of county commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

S. B. 343, an act amending Chapter 224 of the Private Laws of 1927 entitled "an act conferring power on certain cities and towns to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the cost thereof", as amended, as the same relates to the city of Winston-Salem.

H. B. 205, an act to classify self-propelled vehicles equipped with living or sleeping facilities as private passenger vehicles.

H. B. 444, an act to amend the Workmen's Compensation Act in relation to settlement agreements.

H. B. 588, an act to authorize the town of Lake Lure to issue revenue bonds under the Revenue Bond Act of one thousand nine hundred and thirty-eight to acquire the lake, trunk sewerage line, dam and electric power generating plant and ancillary facilities located near said town, declaring such facilities to be undertakings within said act, granting the town all of the powers under said act with respect to such undertakings and declaring any such acquisition and bond issuance to be for proper public and municipal purposes.

H. B. 698, an act authorizing the board of commissioners for the county of Rutherford to fix the compensation of the clerk of the Superior Court, the register of deeds, the sheriff, the judge of the county recorder's court, and the solicitor of the county recorder's court, all of said county, within certain definite limits.

H. B. 723, an act to fix the compensation of the members of the board of county commissioners and the members of the board of education of Jones County.

H. B. 751, an act to amend Chapter 305 of the Session Laws of 1961 relating to the compensation of the coroner of Union County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 367, a bill to fix the compensation of the members of the board of county commissioners of Durham County.

S. B. 412, a bill to authorize the county commissioners of Iredell County to fix compensation of members of the said board.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 416, a bill to authorize the board of commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1953 through 1957, with a favorable report.

S. B. 430, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the firemen's relief fund of the town of Morganton, with a favorable report.

S. B. 431, a bill to amend Chapter 1073 of the Session Laws of 1959 relating to pistol permits so as to make the same applicable to Wilson County, with a favorable report.

S. B. 433, a bill to authorize the town of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street, or Boyd's Lake Road, for purposes of little boys' league playground and other activities, with reverter condition, with a favorable report.

S. B. 438, a bill relating to county officials in the county of Carteret, with a favorable report.

S. B. 443, a bill to amend S. B. 161, entitled "an act to revise and re-state the charter of the city of Lumberton," ratified March 29, 1963, relating to the status of certain lienholders, with a favorable report.

H. B. 76, a bill to amend Chapter 1363 of the Session Laws of 1957 relating to the law library at the courthouse in Yancey County, with an unfavorable report as to bill, favorable report as to committee substitute bill.

H. B. 612, a bill relating to the title to the land built up and constructed in the town of Carolina Beach in the county of New Hanover as a result of certain erosion control work in said town, with a favorable report, as amended.

H. B. 641, a bill to amend Chapter 1298 of the Session Laws of 1957, the charter of the town of Mayodan, with a favorable report.

H. B. 645, a bill to incorporate the town of Spencer Mountain in Gaston County, State of North Carolina, with a favorable report.

H. B. 680, a bill to fix the time when members of the Nash County Board of Education take office, with a favorable report.

H. B. 721, a bill creating the Hickory Regional Planning Commission, providing for its organization, powers and duties and conferring upon the governing body of the city of Hickory the power and authority to adopt and enforce zoning, subdivision and other comprehensive regulations, defining the planning authority of the towns of Longview and Brookford, for the purpose of promoting the orderly growth and sound development of the Hickory Regional Planning Area as defined herein, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

House Committee substitute for Committee substitute for S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting, with a favorable report.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 298, a bill to provide for a safety check of motor vehicles, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. R. 474, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties, with a favorable report.

H. B. 766, a bill to amend General Statutes 20-141 to regulate the speed of vehicles towing certain small trailers, with a favorable report.

H. B. 768, a bill to amend General Statutes 20-125.1 regarding directional signals for certain trailers, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

H. B. 447, a bill to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act, with a favorable report, as amended.

By Senator Horton, for the Committee on Mental Institutions:

S. B. 384, a bill to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor, with a favorable report.

Upon motion of Senator Horton, the bill is re-referred to the Committee on Appropriations.



S. B. 385, a bill to create a council on mental retardation, with a favorable report.

Upon motion of Senator Horton, the bill is re-referred to the Committee on Appropriations.

H. B. 459, a bill relating to the admission of persons to State hospitals, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yow: S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

Referred to Committee on Judiciary No. 1.

By Senator Hatcher: S. B. 449, a bill to amend Chapter 50 of the General Statutes so as to authorize courts to enter orders with respect to estates by the entirety in alimony without divorce actions.

Referred to Committee on Judiciary No. 1.

By Senator Clark: S. B. 450, a bill to amend General Statutes 60-83 so as to authorize the Governor to commission certain employees of educational institutions and other State institutions as law enforcement officers.

Referred to Committee on Judiciary No. 1.

By Senator James: S. B. 451, a bill to amend Chapter 218 of the Session Laws of 1947 relating to violations and penalties within the jurisdiction of the town of Hamlet Traffic Bureau.

Referred to Committee on Counties, Cities and Towns.

By Senator Belk: S. B. 452, a bill to provide for the creation of the charter review commission of the city of Charlotte in Mecklenburg County.

Referred to Committee on Local Government.

By Senator Currie: S. B. 453, a bill to authorize the Durham City Board of Education, because of the emergency involved, to enter into a contract on a cost plus basis for the construction and rebuilding of the East End Elementary School building, most of which was destroyed by fire.

Referred to Committee on Judiciary No. 1.

By Senator Long: S. B. 454, a bill to authorize the county commissioners of Person County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

Referred to Committee on Counties, Cities and Towns.

By Senator Crew: S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband.

Referred to Committee on Constitution.

By Senator Crew: S. B. 456, a bill to require purchasers of swine and cattle to require identification if the seller is not personally known.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 457, a bill to validate the application of Roanoke Rapids Hospital Co., Inc., in Halifax County for a sales tax refund, which application was inadvertently filed too late.

Referred to Committee on Finance.

By Senator Hatcher: S. B. 458, a bill authorizing the establishment of a town liquor control store in the town of Valdese, Burke County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

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#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 681, a bill to authorize the board of county commissioners of Burke County to expend tax funds for library purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 750, a bill to assure the continuance of ambulance service in Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 758, a bill to amend General Statutes 160-227.1 so as to delete Lee County therefrom and provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 771, a bill to amend General Statutes 20-169 relating to the erection of traffic control devices on State highway system streets within municipalities, and authorizing the State Highway Commission to assume the cost thereof.

Referred to Committee on Highway Safety.

H. B. 772, a bill to amend General Statutes 136-28 relating to the monetary amount of a contract to be let, after public advertising, by the rules and regulations of the State Highway Commission.

Referred to Committee on Public Roads.

H. B. 785, a bill authorizing the board of county commissioners of Mecklenburg County to acquire, maintain, and improve lands subject to flooding.

Referred to Committee on Local Government.

H. B. 824, a bill to validate and confirm all special assessments for local improvements heretofore made by the governing board of the city of Jacksonville.

Referred to Committee on Finance.

H. B. 770, a bill to remove Clay County from the operation of the State-wide Primary Law as to nominating Republican candidates for county offices and members of the General Assembly.

Referred to Committee on Election Laws and Legislative Representation.

H. R. 912, a joint resolution expressing appreciation of the General Assembly of North Carolina to the citizens of Western North Carolina, to the officials of Western Carolina College and to the Chief and Council of the Cherokee Indian Reservation for the hospitality extended on May 14, 1963.

Referred to Committee on Rules.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such authority to establish, own, maintain, and operate an airport.

Upon motion of Senator Humber, action on the bill is postponed until Friday, May 17, 1963.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

Upon motion of Senator Humber, action on the bill is postponed until Friday, May 17, 1963.

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed.

Upon motion of Senator Crew, action on the bill is postponed until Monday, May 20, 1963.

S. B. 426, a bill to amend Chapter 53 of the General Statutes relating to the establishment of banks, branch banks and tellers' windows.

Upon motion of Senator Forsyth, action on the bill is postponed until Thursday, May 16, 1963.

Upon motion of Senator Johnston, the Senate adjourns to meet tomorrow at 12 M.

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**EIGHTY-SIXTH DAY**

SENATE CHAMBER,  
Thursday, May 16, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. W. R. Crowder, Pastor of the Methodist Church, Selma, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to K. J. Shaw of Scotland County.

Upon motion of Senator Long, the courtesies of the galleries are extended to the teachers and the students of the Mount Tirzah School of Person County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to the teachers and the students of the Oak Grove School of Durham County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Wendell School of Wake County.

Upon motion of Senator Horton, the courtesies of the galleries are extended to the teachers and the students of the Moncure High School of Chatham County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to Edward W. Elliot and Kermit Lewis of Surry County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to the teachers and the students of the Rock Ridge School of Wilson County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Mrs. Cloyd Philpott of Davidson County and Mrs. Terry Sanford, wife of Governor Sanford.

Upon motion of Senator White, the courtesies of the galleries are extended to Miss Ellen Whitaker of Lenoir County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to the teachers and the students of the Nantahala High School of Macon County.

Upon motion of Senator Greenwood, the courtesies of the galleries are extended to the teachers and the students of the Greenwood School of Lee County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to the teachers and the students of the Dawson School of Halifax County.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to the teachers and the students of the Long Creek Grady School of Pender County.

Upon motion of Senator Gurganus, H. B. 263, a bill to prevent the taking of deer with the aid of boats, is recalled from the House of Representatives for further consideration by the Senate and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Crew, S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband, is taken from the Committee on Constitution and re-referred to the Committee on Judiciary No. 1.

The President appoints as Conferees on the part of the Senate to act with a like Committee appointed by the Speaker of the House, Senators Jordan, Aydtlett and Belk, on S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 447, a joint resolution expressing appreciation of the General Assembly of North Carolina to the citizens of western North Carolina, to the officials of Western North Carolina College and to the chief and council of the Cherokee Indian Reservation for the hospitality extended on May 14, 1963.

H. R. 911, a joint resolution commemorating the seventy-fifth anniversary of Western Carolina College.

S. B. 226, an act concerning the exercise of the power of eminent domain in connection with small watershed programs in the county of Surry.

S. B. 227, an act pertaining to Chapter 139 of the General Statutes, Article 3, entitled "Watershed Improvement Programs; Expenditures by Counties", the same relating to a watershed improvement program in Surry County.

H. B. 536, an act to amend Article 3, Chapter 158, of the General Statutes, relating to tax elections for industrial development purposes so as to include Haywood County.

H. B. 691, an act to establish the fees to be collected by the constables for the various townships in New Hanover County in civil matters.

H. B. 707, an act to amend Chapter 343 of the Session Laws of 1953 relating to certain fees of certain officials in Alamance County.

H. B. 714, an act to amend Chapter 429 of the Session Laws of 1951 relating to the salaries of certain officials of Haywood County.

H. B. 727, an act relating to the salaries of the board of aldermen of the town of Hazelwood.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Agriculture:

S. B. 391, a bill to amend certain Sections of Article 34 of Chapter 106 of the General Statutes of North Carolina relating to hog cholera, with a favorable report.

H. B. 369, a bill to require identification of content of cementitious building material sold in North Carolina, with an unfavorable report.

By Senator Walton, for the Committee on Education:

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education, with a favorable report, as amended.

S. B. 427, a bill to provide for the election of members of the Guilford County Board of Education, with a favorable report.

S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one Administrative Board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County, with a favorable report.

By Senator Walton, for the Committee on Education:

H. B. 753, a bill to authorize the Franklin County Board of Education to lease abandoned school property for a period of ten years with authority to renew said lease for a period of ten years, such renewals being made so long as the Board desires to continue such agreement, with a favorable report.

H. B. 757, a bill to authorize the board of education of Lee County to appoint a superintendent of schools for said county for a term of four years, with a favorable report.

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 436, a bill permitting Cabarrus County to authorize bonds for school purposes in the maximum aggregate principal amount of six million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, with a favorable report.

S. B. 302, a bill to amend General Statutes 105-90 and General Statutes 105-90.1 relating to license taxes for certain employment agencies so as to exempt non-profit nurses registry, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 450, a bill to amend General Statutes 160-94 to provide for extension of time for payment of special assessment, with a favorable report.

H. B. 551, a bill to amend Chapter 212 of the Session Laws of 1959 relating to elections on the question of levying taxes for industrial development to make the same applicable to Onslow County, with a favorable report.

H. B. 563, a bill to amend Chapter 157 of the Session Laws of 1963 relating to tax elections for industrial development purposes in Mitchell County, for the purpose of correcting an error therein, with a favorable report.

H. B. 589, a bill to amend the charter of the town of Snow Hill in Greene County by increasing the limitation of tax for general purposes from one dollar to two dollars on every one hundred dollar valuation of property, and to amend General Statutes 160-402 as it applies to the town of Snow Hill, with a favorable report.

H. B. 634, a bill to repeal Chapter 267 of the Public-Local Laws of 1927, regulating the issuance of bonds in Granville County, with a favorable report.

H. B. 666, a bill to validate the tax levies heretofore imposed upon residents of the town of Micro, and authorize collection of delinquent taxes, with a favorable report.

H. B. 669, a bill to authorize the Cumberland County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of property, with a favorable report.

H. B. 699, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county, with a favorable report.

H. B. 739, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1961 and all prior years, with a favorable report.

H. B. 784, a bill authorizing use of non-tax revenues for recreation purposes in Mecklenburg County, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 350, a bill to amend General Statutes 20-24(c) concerning the definition of conviction as used in this Article, with an unfavorable report.

S. B. 351, a bill to make unlawful the operation of a motor vehicle while under the influence of any drug, with an unfavorable report.

S. B. 429, a bill to authorize policemen and other law enforcement officers of the town of Southport to make arrests and serve criminal process at any place in Brunswick County within a radius of one mile distance from the corporate limits of said town, with a favorable report, as amended.

S. B. 440, a bill to amend Chapter 43, Article 3, Section 6, and Article 8, Section 49, of the General Statutes of North Carolina, with a favorable report.

S. B. 442, a bill to provide a method of service of process upon nonresident operators of aircraft and upon their personal representatives, with a favorable report.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places, with a favorable report.

S. B. 449, a bill to amend Chapter 50 of the General Statutes so as to authorize courts to enter orders with respect to estates by the entirety in alimony without divorce actions, with a favorable report, as amended.

S. B. 450, a bill to amend General Statutes 60-83 so as to authorize the Governor to commission certain employees of educational institutions and other State institutions as law enforcement officers, with a favorable report.

S. B. 453, a bill to authorize the Durham City Board of Education, because of the emergency involved, to enter into a contract on a cost plus basis for the construction and rebuilding of the East End Elementary School building, most of which was destroyed by fire, with a favorable report.

S. B. 456, a bill to require purchasers of swine and cattle to require identification if the seller is not personally known, with a favorable report.

H. B. 232, a bill to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation, with a favorable report.

H. R. 704, a joint resolution regarding the omission of the name of the infirmity from the names given to State institutions for children with these infirmities, with a favorable report.

H. B. 749, a bill prescribing the manner in which the board of commissioners of Henderson County may sell and convey tax foreclosed real property and other real property, with a favorable report.

H. B. 803, a bill to amend Chapter 1073 of the 1957 Session Laws to provide for the vesting of fee simple title in the Charlotte-Mecklenburg Board of Education upon the payment into court of the sum appraised by the commissioners in condemnation proceedings, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. R. 445, a joint resolution providing for the appointment of a commission for the purpose of making a study of capital punishment and submitting recommendations to the 1965 General Assembly respecting the retention or abolition of the death penalty as a punishment under the laws of North Carolina, with a favorable report.

H. B. 359, a bill to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court, with a favorable report.

H. B. 360, a bill to amend certain Sections of the General Statutes relating to small claims and judgments by default and inquiry, with a favorable report.

H. B. 609, a bill to amend the North Carolina Metropolitan Sewerage Districts Act relating to the appointment of district board members in certain cases, with a favorable report.

H. B. 615, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina to provide for the dissolution of sanitary districts which have

no outstanding indebtedness and the boundaries of which are wholly located within or coterminous with the corporate limits of a city or town, with a favorable report.

H. B. 651, a bill to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

H. B. 667, a bill to authorize certain boards of county commissioners to defray the cost of ambulance services under certain conditions, with a favorable report, as amended.

H. B. 833, a bill to authorize the board of county commissioners of Yancey County to adjust general and special fund ledger balances as of July 1, 1962, with a favorable report.

H. B. 837, a bill to increase the term of the judge of the Durham County Civil Court from two years to four years and to provide for changes in the method of appointment and the determination of the amount of compensation of a substitute judge, with a favorable report.

By Senator Brantley, for the Committee on Penal Institutions:

H. B. 481, a bill to amend General Statutes 148-33.1 relating to the sentencing, quartering, and control of prisoners with work release privileges, with a favorable report.

By Senator Clark, for the Committee on State Government:

S. B. 318, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property, with a favorable report.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Appropriations.

S. B. 319, a bill to provide for payments by the State of North Carolina to counties and municipalities in recognition of the local governmental costs resulting from the presence of State-owned property, with a favorable report.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Appropriations.

S. B. 337, a bill to re-write Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission, with a favorable report, as amended.

By Senator Yates, for the Committee on Wildlife:

H. B. 496, a bill to prohibit the operation of motor boats in such manner as to be dangerous to others and to prohibit actions which create hazards to water safety in Lake James in Burke and McDowell Counties, with a favorable report, as amended.

H. B. 595, a bill to prohibit the manipulation of water skis and similar devices in the vicinity of swimmers, with a favorable report, as amended.

H. B. 597, a bill to amend Chapter 75-A of the General Statutes relating to retaining certificates in motor boats during operation, with a favorable report.

H. B. 616, a bill to promote the safety of skin divers at Lake James, with a favorable report, as amended.

H. B. 617, a bill to prohibit skiing within fifty yards of fishermen, with a favorable report, as amended.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Shelton: S. B. 459, a bill to prescribe the number and method of selection of the governing body of the town of Princeville.

Referred to Committee on Counties, Cities and Towns.

By Senator Yow: S. B. 460, a bill authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties.

Referred to Committee on Counties, Cities and Towns.

By Senator Jones: S. B. 461, a bill to dispense with the interlocutory decree and the probation period in adoption proceedings where a natural parent or parents seek to adopt his, her or their own child which has previously been adopted by other persons.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 462, a bill authorizing and regulating joint action by insurers in insuring persons 65 years of age and over and their spouses against financial loss resulting from accident and sickness.

Referred to Committee on Insurance.

By Senator Jordan: S. B. 463, a bill relating to the license tax on the wholesale of oleomargarine.

Referred to Committee on Finance.

By Senator Jolly: S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County.

Referred to Committee on Counties, Cities and Towns.

By Senator Jolly: S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

By Senator Jolly: S. B. 466, a bill to authorize the town council of Louisburg to allow town policemen to reside outside the corporate limits.

Upon motion of Senator Jolly, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Aydlett: S. B. 467, a bill to amend General Statutes 143-283.10 relating to allocations from Contingency and Emergency Fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein.

Referred to Committee on Appropriations.

By Senators Clark and Martin: S. B. 468, a bill to provide a supplemental appropriation to the State Board of Education for high school textbooks and to enable the Board to reduce rental fees.

Referred to Committee on Appropriations.

By Senators Aydlett, Yates, Morgan of Harnett, Warren, Midgett, Jones, Shelton, Hatcher, Meares, Whitley, Forsyth, Walton, Currie, Hamilton, James, Bailey, MacLean, Morgan of Cleveland, Gurganus and Harrington: S. B. 469, a bill to establish a retirement system for the North Carolina State Highway Patrol.

Referred to Committee on Retirement, Employment Security.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 718, a bill to allow use of motorboat registration revenue for provision of facilities for access to public waters.

Referred to Committee on Appropriations.

H. B. 789, a bill relating to the terms of the board of county commissioners of Union County and the selection of the chairman of the board.

Referred to Committee on Counties, Cities and Towns.

H. B. 812, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County.

Referred to Committee on Finance.

H. B. 832, a bill to authorize Yancey County to levy certain special taxes.

Referred to Committee on Finance.

HOUSE OF REPRESENTATIVES,

Thursday, May 16, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 812, entitled "a bill to be entitled an Act to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County."

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Martin, the bill is ordered returned to the House of Representatives for further consideration by that Honorable Body.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 645, a bill to incorporate the town of Spencer Mountain in Gaston County, State of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 48, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—48.

S. B. 416, a bill to authorize the board of commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1953 through 1957.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 430, a bill to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the firemen's relief fund of the town of Morganton.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 431, a bill to amend Chapter 1073 of the Session Laws of 1959 relating to pistol permits so as to make the same applicable to Wilson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 433, a bill to authorize the town of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street, or Boyd's Lake Road, for purposes of little boys' league playground and other activities, with reverter condition.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 443, a bill to amend S. B. 161, entitled "an act to revise and re-state the charter of the city of Lumberton," ratified March 29, 1963, relating to the status of certain lienholders.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 438, a bill relating to county officials in the county of Carteret.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senate Committee substitute for H. B. 76, a bill to amend Chapter 1363 of the Session Laws of 1957 relating to the Law Library in Yancey County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 612, a bill relating to the title to the land built up and constructed in the town of Carolina Beach in the county of New Hanover as a result of certain erosion control work in said town.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 641, a bill to amend Chapter 1298 of the Session Laws of 1957, the charter of the town of Mayodan.

Passes its second and third readings and is ordered enrolled.

H. B. 680, a bill to fix the time when members of the Nash County Board of Education take office.

Passes its second and third readings and is ordered enrolled.

H. B. 721, a bill creating the Hickory Regional Planning Commission, providing for its organization, powers and duties and conferring upon the governing body of the city of Hickory the power and authority to adopt and enforce zoning, subdivision and other comprehensive regulations, defining the planning authority of the towns of Longview and Brookford, for the purpose of promoting the orderly growth and sound development of the Hickory Regional Planning Area as defined herein.

Passes its second and third readings and is ordered enrolled.

Committee Substitute for S. B. 158, a bill to amend Article 9, Chapter 163 of the General Statutes, so as to provide a new State-wide registration of voters in each county.

Senator Johnston offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Bailey to its third reading, the bill remains upon the Calendar.

S. B. 209, a bill to repeal General Statutes 44-57 and General Statutes 44-58 pertaining to commissions and interest upon money advancements by credit associations, and other lenders.

Upon motion of Senator Morgan of Harnett, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 298, a bill to provide for a safety check of motor vehicles.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Martin, action on the bill is postponed until Friday, May 17, 1963.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicles liability insurance issued under the assigned risk plan.

Upon motion of Senator White, action on the bill is postponed until Thursday, May 23, 1963.

S. B. 426, a bill to amend Chapter 53 of the General Statutes relating to the establishment of banks, branch banks and teller's windows.

Passes its second and third readings and is ordered sent to the House of Representatives.

House Committee substitute for Committee substitute for S. B. 10, a bill to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting.

Passes its second and third readings and is ordered enrolled.

H. B. 442, a bill to amend various Sections of the Workmen's Compensation Act.

Passes its second and third readings and is ordered enrolled.

H. B. 447, a bill to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 459, a bill relating to the admission of persons to State hospitals.

Passes its second and third readings and is ordered enrolled.

H. R. 474, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties.

Passes its second and third readings and is ordered enrolled.

H. B. 581, a bill to amend General Statutes 113-223 to provide protection to planted oyster grounds.

Upon motion of Senator Hatcher, action on the bill is postponed until Tuesday, May 21, 1963.

H. B. 582, a bill to prohibit the transportation of unlawful fishing devices upon commercial fishing boats in the commercial fishing waters of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 766, a bill to amend General Statutes 20-141 to regulate the speed of vehicles towing certain small trailers.

Passes its second and third readings and is ordered enrolled.

H. B. 768, a bill to amend General Statutes 20-125.1 regarding directional signals for certain trailers.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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### EIGHTY-SEVENTH DAY

SENATE CHAMBER,

Friday, May 17, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to John Long of Edgecombe County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to the teachers and the students of the Union Elementary School of Robeson County.

Upon motion of Senators Shelton and Crew, the courtesies of the floor are extended to former Senator Cameron Weeks and Mrs. Weeks of Edgecombe County.

Upon motion of Senator Jones, the courtesies of the galleries are extended to the teachers and the students of the Sunshine School of Rutherford County.

The President extends the courtesies of the floor to former Senator Max Thomas of Union County.

Upon motion of Senators Jordan and White, the courtesies of the galleries are extended to the teachers and the students of the LeRoy Martin School of Wake County.

Upon motion of Senators Gurganus and Midgett, the courtesies of the galleries are extended to the teachers and the students of the John Small School of Beaufort County.

Upon motion of Senator White, H. B. 673, a bill to amend General Statutes 44-66 of the General Statutes relating to the recording of Federal tax liens in the office of the register of deeds, is recalled from the House of Representatives for further consideration by the Senate.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 474, a joint resolution creating the Governor's Coordinating Committee on Traffic Safety and prescribing its duties.

S. B. 72, an act to promote and encourage education beyond the high school in North Carolina.

S. B. 175, an act to provide that sales of real property by the heirs with the joinder of the personal representative within two years of death of decedent shall not be voidable under stated conditions.

H. B. 442, an act to amend various sections of the Workmen's Compensation Act.

H. B. 459, an act relating to the admission of persons to State hospitals.

H. B. 582, an act to prohibit the transportation of unlawful fishing devices upon commercial fishing boats in the commercial fishing waters of North Carolina.

H. B. 641, an act to amend Chapter 1298 of the Session Laws of 1957, the charter of the town of Mayodan.

H. B. 680, an act to fix the time when members of the Nash County Board of Education take office.

H. B. 741, an act relating to Madison County Courthouse employees, their salaries and duties.

H. B. 766, an act to amend General Statutes 20-141 to regulate the speed of vehicles towing certain small trailers.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 322, a bill relating to the revenue bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the Board of Trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the executive committee of such board, with a favorable report.

S. B. 372, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds, with a favorable report.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College

of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, with a favorable report, as amended.

H. B. 490, a bill to amend General Statutes 20-88 to exempt small trailers or semi-trailers from the combination licensing requirements, when the same are to be used with small trucks, with a favorable report.

H. B. 675, a bill to amend General Statutes 105-312, relating to records of tax exempt property, with a favorable report.

H. B. 594, a bill authorizing the board of commissioners of Henderson County to levy a special tax for the operation of the county ambulance service, with a favorable report.

H. B. 824, a bill to validate and confirm all special assessments for local improvements heretofore made by the governing board of the city of Jacksonville, with a favorable report.

By Senator James, for the Committee on Health:

S. B. 420, a bill relating to the authority of local boards of health to accept fees, with a favorable report.

H. B. 554, a bill to amend General Statutes 153-176.1 relating to hospitalization and medical care of indigent sick and afflicted poor, with a favorable report.

H. B. 620, a bill to amend General Statutes 153-9(47), as the same appears in the 1961 cumulative supplement, so as to permit the county boards of health to examine and instruct employees of contractors on sanitary regulations pertaining to plumbing, with a favorable report.

H. B. 829, a bill authorizing use of surplus non-tax revenues for the erection of additional buildings and facilities and improving and remodeling existing buildings and facilities and acquiring the necessary equipment therefor at the chronic disease unit for the Charlotte Memorial Hospital, with a favorable report.

H. B. 842, a bill to authorize the board of commissioners of Davie County to expend certain surplus funds now held by the county for hospital expansion purposes, with a favorable report.

By Senator Humber, for the Committee on Higher Education:

S. B. 252, a bill to prohibit the procurement of academic credit through fraudulent use of work other than that of the student, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 572, a bill to amend General Statutes 116-45 so as to change the name of Fayetteville State Teachers College to Fayetteville State College, with a favorable report.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 253, a bill to provide for the suspension of operators' and chauffeurs' licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and twenty (20) years, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Jordan, for the Committee on Insurance:

S. B. 123, a bill to amend General Statutes 20-309 to limit cancellation of automobile liability insurance policies which are evidence of proof of financial responsibility, with an unfavorable report.

S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 422, a bill to authorize the Insurance Commissioner to issue rules, instructions and regulations for the supervision, regulation and operation of savings and loan associations, with a favorable report.

By Senator MacLean, for the Committee on Libraries:

S. B. 375, a bill to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina, with a favorable report.

Upon motion of Senator MacLean, the bill is re-referred to the Committee on Finance.

By Senator Propst, for the Committee on Local Government:

S. B. 376, a bill to amend General Statutes 160-227.1 so as to bring Person County within the general law applicable to municipal corporations with regard to subdivision control by municipalities, with a favorable report.

S. B. 411, a bill to authorize the Person County Board of Education to sell and convey to Carolina Power & Light Company certain lands required for the steam electric generating plant and appurtenant facilities which said company proposes to construct and operate in Person County, North Carolina, and to restrict other sales, with a favorable report.

S. B. 425, a bill to amend Chapter 113 of the Private Laws of North Carolina, Extra Session of 1921, so as to terminate the board of water commissioners of the city of Hendersonville, provide for appointment of an advisory board of water commissioners, and empower the board of city commissioners of the city of Hendersonville to operate and control water works and sewerage systems, with a favorable report.

S. B. 446, a bill to amend Chapter 1041, Session Laws of 1949, and amendatory acts thereto, relating to the Halifax County Law Enforcement Officers' Relief Act, with a favorable report.

S. B. 452, a bill to provide for the creation of the charter review commission of the city of Charlotte in Mecklenburg County, with a favorable report.

H. B. 480, a bill fixing fees to be charged and collected by the register of deeds of Randolph County, with a favorable report.

H. B. 533, a bill to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards, with a favorable report.

H. B. 546, a bill to establish salaries for certain officials of Camden County, with a favorable report.

H. B. 684, a bill relating to per diem and mileage of certain officers of Orange County, with a favorable report.

H. B. 695, a bill to establish court costs for the Dare County Recorder's Court, with a favorable report.

H. B. 696, a bill relating to the nomination and election of members of the board of county commissioners of Rutherford County, with a favorable report.

H. B. 719, a bill to grant zoning authority outside the city limits to the town of Aurora in Beaufort County, with a favorable report.

H. B. 746, a bill to authorize the board of commissioners of the town of Mount Airy to order the paving of streets without a petition, with a favorable report.



H. B. 762, a bill to provide for the payment of filing fees by candidates for city offices in the town of Spray, with a favorable report.

H. B. 765, a bill to amend Chapter 25, Private Laws of 1887, the same being an act to incorporate the town of Maxton, Robeson County, so as to provide compensation for the mayor and commissioners of the said town and to prescribe the procedure for holding municipal elections in the town of Maxton, with a favorable report.

H. B. 778, a bill to create the Lee County Peace Officers' Relief Association, with a favorable report.

H. B. 783, a bill to authorize the appointment of additional constables in Mecklenburg County, with a favorable report.

H. B. 785, a bill authorizing the board of county commissioners of Mecklenburg County to acquire, maintain, and improve lands subject to flooding, with a favorable report.

H. B. 800, a bill to amend Article 20B, Chapter 153 of the General Statutes, relating to county zoning and regulation of buildings, so as to make its provisions applicable to Caswell County, with a favorable report.

H. B. 683, a bill to include Orange County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Belk, for the Committee on Public Roads:

H. B. 285, a bill to revise the eligibility requirements for municipal street aid funds, with a favorable report.

H. B. 351, a bill to amend certain sections of Article 3 of Chapter 20 of the General Statutes of North Carolina relating to registration of motor vehicles, with a favorable report, as amended.

H. B. 732, a bill to amend Chapter 136 of the General Statutes so as to require the State Highway Commission to remove all dead animals from the traveled portion and rights-of-way of all primary and secondary roads and to dispose of such animals by burial or otherwise, with a favorable report.

H. B. 772, a bill to amend General Statutes 136-28 relating to the monetary amount of a contract to be let, after public advertising, by the rules and regulations of the State Highway Commission, with a favorable report.

By Senator Johnston, for the Committee on Retirement, Employment Security:

S. B. 432, a bill to amend Chapter 102 of the Session Laws of 1957 establishing a supplementary pension fund for firemen in the city of Albemarle, North Carolina, with a favorable report.

S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration, with a favorable report.

H. B. 644, a bill to authorize county and city boards of education to purchase annuity contracts for their employees, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williams: S. B. 470, a bill to amend certain sections of Chapter 20 of the General Statutes of North Carolina relating to defining "motor vehicle dealers".

Referred to Committee on Judiciary No. 1.

By Senator Williams: S. B. 471, a bill to amend General Statutes 20-286 of the General Statutes of North Carolina relating to defining "established place of business of motor vehicle dealers".

Referred to Committee on Judiciary No. 1.

By Senator Williams: S. B. 472, a bill to authorize the city of Albemarle to license drivers and operators of ambulances and to franchise ambulances.

Referred to Committee on Counties, Cities and Towns.

By Senator Jordan, by request: S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of cosmetic art.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Cleveland: S. B. 474, a bill to create and establish a motor license plate or registration plate committee to select and control the designs, colors, mottoes or slogans to be used on registration plates.

Referred to Committee on Public Roads.

By Senator Garriss: S. B. 475, a bill relating to the terms of office and the election of town commissioners of the town of Biscoe in Montgomery County.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark: S. B. 476, a bill to amend General Statutes 120-6 relating to the duty and privileges of members of the General Assembly to attend to the public business of the State.

Referred to Committee on Judiciary No. 1.

By Senator Strong: S. B. 477, a bill to amend General Statutes 105-130 and General Statutes 105-132 to define the term "resident" of North Carolina.

Referred to Committee on Judiciary No. 2.

By Senators Strong and Story: S. B. 478, a bill to amend the Constitution of North Carolina by rewriting Section 23 of Article II thereof so as to give the Governor of North Carolina the power to veto legislation passed by the General Assembly.

Referred to Committee on Constitution.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 300, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to warehousing by wholesale distributors, for concurrence in the House amendment.

Upon motion of Senator Yow, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 229, a bill to provide for waiver of jury trial in divorce actions.

Referred to Committee on Judiciary No. 2.

H. B. 593, a bill fixing the fee of the sheriff of Henderson County for service of a subpoena.

Referred to Committee on Salaries and Fees.

H. B. 650, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs of the said county.

Referred to Committee on Salaries and Fees.

H. B. 659, a bill to authorize the board of county commissioners of Pasquotank County to fix the compensation of all appointed employees and elected officials

of said county, except those who come within the jurisdiction of the North Carolina Merit System Council.

Referred to Committee on Salaries and Fees.

H. B. 822, a bill ratifying the conveyance by the Guilford County Board of Education and the Greensboro City Board of Education of all their right, title, and interest in certain real property to the city of Greensboro, and authorizing the Guilford County Board of Education to convey all of its right, title, and interest in certain real property to the Greensboro City Board of Education.

Referred to Committee on Education.

H. B. 862, a bill to amend General Statutes 153-9.35 $\frac{1}{2}$ , relating to farm soil conservation work, so as to make it apply to McDowell County.

Referred to Committee on Agriculture.

H. B. 893, a bill fixing the salaries to be paid by Henderson County to its officials and employees.

Referred to Committee on Salaries and Fees.

H. B. 900, a bill to repeal Section 1 of Chapter 11 of the Private Laws of 1929 and Chapter 101 of the Private Laws of 1931 and to amend Section 2 of Chapter 145 of the Private Laws of 1887 relating to the corporate limits of the town of Winfall.

The bill is placed upon the Calendar.

HOUSE OF REPRESENTATIVES,  
Thursday, May 16, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House amendment to S. B. 141, "a bill to be entitled an act to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday," and requests a conference thereon. To this end the Speaker has appointed as Conferees on the part of the House of Representatives, Representatives Dolley, Britt of Robeson, Drummond, Hicks and Crawford, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Thursday, May 16, 1963.

*Mr. President:*

Pursuant to your request, we are returning H. B. 263 entitled, "an act to prevent the taking of deer with the aid of boats", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Gurganus, the bill is placed upon the Calendar for Tuesday, May 21, 1963.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 645, a bill to incorporate the town of Spencer Mountain in Gaston County, State of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Johnson, Johnston, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such authority to establish, own, maintain, and operate an airport, upon second reading.

Senator Warren offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one administrative board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

S. B. 436, a bill permitting Cabarrus County to authorize bonds for school purposes in the maximum aggregate principal amount of six million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 551, a bill to amend Chapter 212 of the Session Laws of 1959 relating to elections on the question of levying taxes for industrial development to make the same applicable to Onslow County, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 563, a bill to amend Chapter 157 of the Session Laws of 1963 relating to tax elections for industrial development purposes in Mitchell County, for the purpose of correcting an error therein, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 589, a bill to amend the charter of the town of Snow Hill in Greene County by increasing the limitation of tax for general purposes from one dollar to two dollars on every one hundred dollar valuation of property, and to amend General Statutes 160-402 as it applies to the town of Snow Hill, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jones, Jordan, Kirby, Long, Martin, Midgett, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County.

Upon motion of Senator Aydlett, the bill is re-referred to the Committee on Education.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

Senator Kirby offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 427, a bill to provide for the election of members of the Guilford County Board of Education.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 429, a bill to authorize policemen and other law enforcement officers of the town of Southport to make arrests and serve criminal process at any place in Brunswick County within a radius of one mille distance from the corporate limits of said town.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 453, a bill to authorize the Durham City Board of Education, because of the emergency involved, to enter into a contract on a cost plus basis for the construction and rebuilding of the East End Elementary School building, most of which was destroyed by fire.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

H. B. 450, a bill to amend General Statutes 160-94 to provide for extension of time for payment of special assessment.

Upon motion of Senator Jordan, the bill is re-referred to the Committee on Counties, Cities and Towns.

H. B. 496, a bill to prohibit the operation of motor boats in such manner as to be dangerous to others and to prohibit actions which create hazards to water safety in Lake James in Burke and McDowell Counties.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 595, a bill to prohibit the manipulation of water skis and similar devices in the vicinity of swimmers.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 616, a bill to promote the safety of skin divers at Lake James.

The amendment offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 617, a bill to prohibit skiing within fifty yards of fishermen.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent the the House of Representatives, for concurrence in the Senate amendment.

H. B. 634, a bill to repeal Chapter 267 of the Public-Local Laws of 1927, regulating the issuance of bonds in Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 651, a bill to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Upon motion of Senator Garriss, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 666, a bill to validate the tax levies heretofore imposed upon residents of the town of Micro, and authorize collection of delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 667, a bill to authorize certain boards of county commissioners to defray the cost of ambulance services under certain conditions.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 669, a bill to authorize the Cumberland County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of property.

Passes its second and third readings and is ordered enrolled.

H. B. 699, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county.

Passes its second and third readings and is ordered enrolled.

H. B. 739, a bill to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1961 and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 749, a bill prescribing the manner in which the board of commissioners of Henderson County may sell and convey tax foreclosed real property and other real property.

Passes its second and third readings and is ordered enrolled.

H. B. 753, a bill to authorize the Franklin County Board of Education to lease abandoned school property for a period of ten years with authority to renew said lease for a period of ten years, such renewals being made so long as the board desires to continue such agreement.

Passes its second and third readings and is ordered enrolled.

H. B. 757, a bill to authorize the board of education of Lee County to appoint a superintendent of schools for said county for a term of four years.

Passes its second and third readings and is ordered enrolled.

H. B. 784, a bill authorizing use of non-tax revenues for recreation purposes in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 803, a bill to amend Chapter 1073 of the 1957 Session Laws to provide for the vesting of fee simple title in the Charlotte-Mecklenburg Board of Education upon the payment into court of the sum appraised by the commissioners in condemnation proceedings.

Passes its second and third readings and is ordered enrolled.

H. B. 833, a bill to authorize the board of county commissioners of Yancey County to adjust general and special fund ledger balances as of July 1, 1962.

Passes its second and third readings and is ordered enrolled.

H. B. 837, a bill to increase the term of the judge of the Durham County Civil Court from two years to four years and to provide for changes in the method of appointment and the determination of the amount of compensation of a substitute judge.

Passes its second and third readings and is ordered enrolled.

Committee substitute bill for S. B. 158, a bill to amend Article 9, Chapter 163 of the General Statutes, so as to provide a new State-wide registration of voters in each county.

Senator Johnston offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 440, a bill to amend Chapter 43, Article 3, Section 6, and Article 8, Section 49, of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jones, Jordan, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—42.

H. B. 615, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina to provide for the dissolution of sanitary districts which have no outstanding indebtedness and the boundaries of which are wholly located within or coterminous with the corporate limits of a city or town, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Johnston, Jones, Jordan, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—42.

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Upon motion of Senator Johnson, action on the bill is postponed until Tuesday, May 21, 1963.

Committee substitute bill for S. B. 298, a bill to provide for a safety check of motor vehicles.

Upon motion of Senator Meares, action on the bill is postponed until Tuesday, May 21, 1963.

S. B. 302, a bill to amend General Statutes 105-90 and General Statutes 105-90.1 relating to license taxes for certain employment agencies so as to exempt non-profit nurses' registry.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 337, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

Upon motion of Senator Clark, action on the bill is postponed until Wednesday, May 22, 1963.

S. B. 391, a bill to amend certain sections of Article 34 of Chapter 106 of the General Statutes of North Carolina relating to hog cholera.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 442, a bill to provide a method of service of process upon non-resident operators of aircraft and upon their personal representatives.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 445, a joint resolution providing for the appointment of a commission for the purpose of making a study of capital punishment and submitting recom-



mendations to the 1965 General Assembly respecting the retention or abolition of the death penalty as a punishment under the laws of North Carolina.

Upon motion of Senator Martin, action on the resolution is postponed until Wednesday, May 22, 1963.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 449, a bill to amend Chapter 50 of the General Statutes so as to authorize courts to enter orders with respect to estates by the entirety in alimony without divorce actions.

The amendment offered by the Committee is adopted.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

S. B. 450, a bill to amend General Statutes 60-83 so as to authorize the Governor to commission certain employees of educational institutions and other State institutions as law enforcement officers.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 456, a bill to require purchasers of swine and cattle to require identification if the seller is not personally known.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 232, a bill to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

The bill passes its second reading.

Upon motion of Senator Williams, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 359, a bill to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court.

Upon motion of Senator Garriss, action on the bill is postponed until Wednesday, May 22, 1963.

H. B. 360, a bill to amend certain sections of the General Statutes relating to small claims and judgments by default and inquiry.

Passes its second and third readings and is ordered enrolled.

H. B. 481, a bill to amend General Statutes 148-33.1 relating to the sentencing, quartering, and control of prisoners with work release privileges.

Passes its second and third readings and is ordered enrolled.

H. B. 597, a bill to amend Chapter 75-A of the General Statutes relating to retaining certificates in motor boats during operation.

Passes its second and third readings and is ordered enrolled.

H. B. 609, a bill to amend the North Carolina Metropolitan Sewerage Districts Act relating to the appointment of district board members in certain cases.

Passes its second and third readings and is ordered enrolled.

H. R. 704, a joint resolution regarding the omission of the name of the infirmity from the names given to State institutions for children with these infirmities.

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORT

Senator Jordan, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 141, a bill to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on S. B. 141 entitled "a bill to be entitled an act to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday", begs leave to report that they have agreed as follows:

1. That the Senate concur in the House amendments in all respects except that amendment reading as follows:

"By adding after the word Avery and before the word Swain in line 19 of the Bill the following: 'Burke'."

and that S. B. 141 as presently amended be further amended by striking said language from the bill.

2. That the House concur in further amending S. B. 141 by striking the language of the House amendment hereinabove referred to.

Respectfully submitted,  
JOHN R. JORDAN,  
ELTON N. AYDLETT,  
IRWIN BELK,  
*Conferees on the part of the Senate.*

STEVE DOLLEY, JR.,  
DAVID M. BRITT,  
I. C. CRAWFORD,  
DAN L. DRUMMOND,  
ERNEST L. HICKS,  
*Conferees on the part of the House  
of Representatives.*

Upon motion of Senator Jordan, the Conferees' Report is adopted, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8 o'clock.

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#### EIGHTY-EIGHTH DAY

SENATE CHAMBER,  
Saturday, May 18, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate and President pro tempore Ralph H. Scott, the Principal

Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Stikeleather, the Senate adjourns to meet Monday evening at 8 o'clock.

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### EIGHTY-NINTH DAY

SENATE CHAMBER,  
Monday, May 20, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the Jaycees and their wives of Lillington, Harnett County and to the members of the Bunnlevel Bridge Club of Harnett County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mr. and Mrs. Ralph T. Proffitt of Yancey County.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to Mrs. Hector MacLean, wife of Senator MacLean of Robeson County.

Upon motion of Senator Jones, the courtesies of the galleries are extended to Dr. and Mrs. E. W. Hunter of Lee County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Mr. and Mrs. R. F. Mayes and Mrs. Carl Mayes of Wake County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Mr. Lindsey Gudger of Buncombe County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Miss Martha V. Jones, niece of Senator Brantley of Polk County.

Upon motion of Senator Gurganus, the courtesies of the galleries are extended to H. P. Mobley and Nat Johnson of Martin County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Rev. and Mrs. Parker and Mr. and Mrs. Jake Walker of Edgecombe County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. H. O. Smith and Miss Virginia Maulsby of Alamance County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Roland Orr and Roscoe Wynn of Pasquotank County.

Upon motion of Senator Saunders, the courtesies of the galleries are extended to Mrs. J. C. Spencer, President of the Democratic Women of Randolph County and to fifty other Democratic women of Randolph County.

Upon motion of Senator Yates, the courtesies of the galleries are extended to Paul Martin and C. B. Hosaflook of Haywood County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Mrs. Henry Coler and Mrs. Walter Pritchett of Halifax County and Nancy Neal, Kathy Neal, Sally Neal and Nancy Coley are made honorary pages of the Senate.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mrs. E. G. McIver and Mrs. Catherine Martin Wynne of Durham County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 158, a bill to amend Article 9, Chapter 163 of the General Statutes, so as to provide a new state-wide registration of voters in each county.

S. B. 374, a bill repealing Chapter 1311 of the 1959 Session Laws of North Carolina.

S. B. 429, a bill to authorize policemen and other law enforcement officers of the city of Southport to make arrests and serve criminal process at any place in Brunswick County within a radius of one mile distance from the corporate limits of said city.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Williams: S. B. 479, a bill to create an emergency reserve fund for persons engaged in the enforcement of the criminal laws in Stanly County.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 480 a bill to authorize the county commissioners of New Hanover County to convey property to the city of Wilmington, North Carolina, and to authorize the city of Wilmington to convey certain property in consideration thereof.

Referred to Committee on Judiciary No. 1.

By Senator Humber: S. B. 481, a bill to permit the clerk of the Superior Court of Pitt County to deliver the official records of a deceased justice of the peace of Pitt County to another justice of the peace in the said county.

Referred to Committee on Judiciary No. 2.

By Senator Strong: S. B. 482, a bill to amend General Statutes 105-147 to provide that when both parents are working, they may deduct for income tax purposes the cost of necessary care of dependents during working hours.

Referred to Committee on Finance.

By Senator Stone: S. B. 483, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Rockingham County.

Referred to Committee on Appropriations.

By Senator Belk: S. R. 484, a joint resolution commemorating the 188th Anniversary of the signing of the Mecklenburg Declaration of Independence.

Upon motion of Senator Belk, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators James, Belk, Morgan of Harnett, Hanes, Clark, MacLean, Humber and Hollowell: S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia.

Referred to Committee on Higher Education.

By Senators Aydlett, Williams, Shelton, Garriss, Crew, Forsyth, Belk, Propst and MacLean: S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

Referred to Committee on Public Utilities.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 710, a bill to amend Article 5 of Chapter 122 of the General Statutes of North Carolina relating to the commitment of mentally disordered persons to private institutions.

Referred to Committee on Mental Institutions.

H. B. 843, a bill to amend Article 22 of Chapter 14 of the General Statutes relating to the setting of forest fires and burning permits in forested areas.

Referred to Committee on Conservation and Development.

H. B. 755, a bill relating to the administration of estates of persons domiciled in North Carolina at the time of death.

Referred to Committee on Judiciary No. 1.

H. B. 759, a bill to revise and consolidate the charter of the town of Ahoskie.

Referred to Committee on Counties, Cities and Towns.

H. B. 812, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County.

Referred to Committee on Local Government.

H. B. 830, a bill authorizing the county commissioners of Vance County to appoint a tax supervisor and tax collector and to combine the duties of such officers.

Referred to Committee on Local Government.

H. B. 848, a bill relating to the terms of office of the county commissioners of Avery County.

Referred to Committee on Local Government.

H. B. 849, a bill to fix the compensation of the county commissioners of Avery County.

Referred to Committee on Salaries and Fees.

H. B. 854, a bill to authorize the county commissioners of Guilford County to fix and determine the fees and commissions to be charged by the clerk of the domestic relations court of Guilford County.

Referred to Committee on Salaries and Fees.

H. B. 858, a bill to fix the fees of the clerk of Superior Court of Jones County.

Referred to Committee on Salaries and Fees.

H. B. 861, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Fremont in Wayne County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 863, a bill to amend General Statutes 14-107, relating to worthless checks, so as to make it apply to McDowell County.

Referred to Committee on Judiciary No. 2.

H. B. 872, a bill to repeal Chapter 590 of the Public Local Laws of 1919 relating to deposit of county funds in the banks of Jackson County.

Referred to Committee on Local Government.

H. B. 873, a bill to amend General Statutes 153-9(12a) relating to certain fees and commissions which may be charged by county officials, and to amend General Statutes 153-48.5 relating to the power of county commissioners to fix the number and salaries of county officials, to make the same apply to Jackson County.

Referred to Committee on Salaries and Fees.

H. B. 902, a bill to fix the compensation of the chairman and members of the board of county commissioners of Pamlico County.

Referred to Committee on Salaries and Fees.

H. B. 903, a bill to amend General Statutes 152-5 relating to fees of the coroner in Washington County.

Referred to Committee on Salaries and Fees.

H. B. 910, a bill to amend Chapter 119, Session Laws of 1951, relating to fees to be charged by the register of deeds of Surry County, North Carolina.

Referred to Committee on Salaries and Fees.

H. B. 918, a bill to establish terms of the chairman and members of the Camden County Board of Commissioners, and to provide for terms of successors to such offices.

Referred to Committee on Counties, Cities and Towns.

H. B. 933, a bill to authorize the board of commissioners of the town of Pinetops to sell at private sale certain land not needed for municipal purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 934, a bill to amend Chapter 1093 of the Session Laws of 1955 relating to the salary of the court reporter for Nash County.

Referred to Committee on Counties, Cities and Towns.

H. B. 938, a bill relating to the disposition of certain taxes in Yancey County.

Referred to Committee on Finance.

H. B. 939, a bill relating to the appointment of a deputy register of deeds of Yancey County.

Referred to Committee on Counties, Cities and Towns.

H. B. 941, a bill to amend Article 6A of Chapter 153 of the General Statutes so as to give authority to the board of county commissioners of Wilkes County to fix the number and compensation for county employees.

Referred to Committee on Counties, Cities and Towns.

H. B. 942, a bill to authorize the board of county commissioners of Avery County to increase or decrease the compensation of certain appointive and elective officials and employees of said county.

Referred to Committee on Local Government.

H. B. 984, a bill to place the sheriff of Hyde County on a salary basis and to provide for certain expenses of the sheriff's office.

Upon motion of Senator Midgett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 338, a bill to fix the salaries and expense allowances of certain officials and employees in Brunswick County, for concurrence in the House amendment.

Upon motion of Senator Walton, the Senate fails to concur.

HOUSE OF REPRESENTATIVES,  
Friday, May 17, 1963.

*Mr. President:*

Pursuant to your request we are returning H. B. 673, "A bill to be entitled an act to amend General Statutes 44-66 of the General Statutes, relating to the recording of federal tax liens in the office of the register of deeds", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator White, the vote by which the bill passed its third reading is reconsidered, and upon his motion the vote by which the amendment was adopted heretofore is reconsidered and withdrawn.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

HOUSE OF REPRESENTATIVES,  
Friday, May 17, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on S. B. 141 entitled, "A bill to be entitled an act to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday," to the end that when a similar action has been taken on the part of the Senate, the bill may be ordered enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such Authority to establish, own, maintain and operate an airport, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell,

Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered engrossed.

S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one Administrative Board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County.

Upon motion of Senator Propst, action on the bill is postponed until Monday, May 27, 1963.

S. B. 436, a bill permitting Cabarrus County to authorize bonds for school purposes in the maximum aggregate principal amount of six million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 551, a bill to amend Chapter 212 of the Session Laws of 1959 relating to elections on the question of levying taxes for industrial development to make the same applicable to Onslow County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 563, a bill to amend Chapter 157 of the Session Laws of 1963 relating to tax elections for industrial development purposes in Mitchell County, for the purpose of correcting an error therein, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 589, a bill to amend the charter of the town of Snow Hill in Greene County by increasing the limitation of tax for general purposes from one dollar to two



dollars on every one hundred dollar valuation of property, and to amend General Statutes 160-402 as it applies to the town of Snow Hill, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 594, a bill authorizing the board of commissioners of Henderson County to levy a special tax for the operation of the county ambulance service, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 785, a bill authorizing the board of county commissioners of Mecklenburg County to acquire, maintain, and improve lands subject to flooding, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 824, a bill to validate and confirm all special assessments for local improvements heretofore made by the governing board of the city of Jacksonville, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 376, a bill to amend General Statutes 160-227.1 so as to bring Person County within the General Law applicable to municipal corporations with regard to subdivision control by municipalities.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 411, a bill to authorize the Person County Board of Education to sell and convey to Carolina Power and Light Company certain lands required for the steam

electric generating plant and appurtenant facilities which said company proposes to construct and operate in Person County, North Carolina, and to restrict other sales.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 425, a bill to amend Chapter 113 of the Private Laws of North Carolina, Extra Session of 1921, so as to terminate the board of water commissioners of the city of Hendersonville, provide for appointment of an advisory board of water commissioners, and empower the board of city commissioners of the city of Hendersonville to operate and control water works and sewerage systems.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 432, a bill to amend Chapter 102 of the Session Laws of 1957 establishing a supplementary pension fund for firemen in the city of Albemarle, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 446, a bill to amend Chapter 1041, Session Laws of 1949, and amendatory acts thereto, relating to the Halifax County Law Enforcement Officers' Relief Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 452, a bill to provide for the creation of The Charter Review Commission of the city of Charlotte in Mecklenburg County.

Senator Belk offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 480, a bill fixing fees to be charged and collected by the register of deeds of Randolph County.

Passes its second and third readings and is ordered enrolled.

H. B. 546, a bill to establish salaries for certain officials of Camden County.

Passes its second and third readings and is ordered enrolled.

Senate Committee substitute bill for H. B. 683, a bill to include Orange and Alamance Counties within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 684, a bill relating to per diem and mileage of certain officers of Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 695, a bill to establish court costs for the Dare County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

H. B. 696, a bill relating to the nomination and election of members of the board of county commissioners of Rutherford County.

Passes its second and third readings and is ordered enrolled.

H. B. 719, a bill to grant zoning authority outside the city limits to the town of Aurora in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 746, a bill to authorize the board of commissioners of the town of Mount Airy to order the paving of streets without a petition.

Passes its second and third readings and is ordered enrolled.

H. B. 762, a bill to provide for the payment of filing fees by candidates for city offices in the town of Spray.

Passes its second and third readings and is ordered enrolled.

H. B. 765, a bill to amend Chapter 25, Private Laws of 1887, the same being an act to incorporate the town of Maxton, Robeson County, so as to provide compensation for the mayor and commissioners of the said town and to prescribe the procedure for holding municipal elections in the town of Maxton.

Passes its second and third readings and is ordered enrolled.

H. B. 778, a bill to create the Lee County Peace Officer's Relief Association.

Passes its second and third readings and is ordered enrolled.

H. B. 783, a bill to authorize the appointment of additional constables in Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 800, a bill to amend Article 20B, Chapter 153 of the General Statutes, relating to county zoning and regulation of buildings, so as to make its provisions applicable to Caswell County.

Passes its second and third readings and is ordered enrolled.

H. B. 829, a bill authorizing use of surplus non-tax revenues for the erection of additional buildings and facilities and improving and remodeling existing buildings and facilities and acquiring the necessary equipment therefor at the Chronic Disease Unit for the Charlotte Memorial Hospital.

Passes its second and third readings and is ordered enrolled.

H. B. 842, a bill to authorize the board of commissioners of Davie County to expend certain surplus funds now held by the county for hospital expansion purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 440, a bill to amend Chapter 43, Article 3, Section 6, and Article 8, Section 49, of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives.

H. B. 615, a bill to amend Article 12 of Chapter 130 of the General Statutes of North Carolina to provide for the dissolution of sanitary districts which have no outstanding indebtedness and the boundaries of which are wholly located within or coterminous with the corporate limits of a city or town, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst,

Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

S. B. 322, a bill relating to the revenue bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the Board of Trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the executive committee of such board, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 2, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

Those voting in the negative are: Senators Garriss, Scott—2.

S. B. 372, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation.

The amendment offered by the Committee, held to be material, is adopted, this constituting the first reading of the bill and the bill, as amended, remains upon the Calendar for its second roll call reading.

H. B. 285, a bill to revise the eligibility requirements for municipal street aid funds, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan,

Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 449, a bill to amend Chapter 50 of the General Statutes so as to authorize courts to enter orders with respect to estates by the entirety in alimony without divorce actions.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 253, a bill to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator MacLean, action on the bill is postponed until Wednesday, May 22, 1963.

Upon motion of Senator Williams, the Senate adjourns to meet tomorrow at 12 M.

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### NINETIETH DAY

SENATE CHAMBER,  
Tuesday, May 21, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Hatcher for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jolly, H. B. 121, a bill to amend General Statutes 110-29 of Article 2 of Chapter 110 of the General Statutes relating to juvenile courts, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Public Welfare.

Upon motion of Senator Jordan, S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina, is recalled from the House of Representatives for further consideration by the Senate.

The President grants leave of absence to Senator Seay due to illness.

Upon motion of Senator James, the courtesies of the galleries are extended to the teachers and the students of the Rohoner School of Richmond County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to the teachers and the students of the Vick Elementary School of Wilson County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the third grade of the Wake Forest School of Wake County.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 704, a joint resolution regarding the omission of the name of the infirmity from the names given to State institutions for children with these infirmities.

S. B. 10, an act to amend Articles 10 and 11 of Chapter 163 of the General Statutes of North Carolina relating to absentee voting.

S. B. 144, an act to amend Article I of Chapter 106 of the General Statutes of North Carolina relating to agriculture to provide a uniform procedure for the collection and refund of fees and taxes.

S. B. 293, an act to create and establish the Morganton Firemen's Supplemental Retirement System for the uniformed and volunteer firemen of the fire department of the town of Morganton.

S. B. 300, an act to amend Chapter 18 of the General Statutes of North Carolina relating to warehousing by wholesale distributors.

S. B. 323, an act to amend Article 6 of Chapter 87 of the General Statutes relating to water well contractors so as to include Wake County.

S. B. 361, an act to amend General Statutes 58-189 relating to the State property fire insurance fund to permit coverage under the fund of State-owned fixtures, furniture and equipment in non-State-owned buildings.

S. B. 395, an act to amend General Statutes 162-7 relating to sheriff's fees in Macon County.

S. B. 401, an act to establish a supplemental pension fund for firemen in the city of Goldsboro, Wayne County, North Carolina.

S. B. 403, an act fixing the fees to be charged by the clerk of the Superior Court of Macon County.

S. B. 404, an act to establish fees allowed to the register of deeds in Macon County.

S. B. 466, an act to authorize the town council of Louisburg to allow town policemen to reside outside the corporate limits.

H. B. 360, an act to amend certain sections of the General Statutes relating to small claims and judgments by default and inquiry.

H. B. 481, an act to amend General Statutes 148-33.1 relating to the sentencing, quartering, and control of prisoners with work release privileges.

H. R. 597, an act to amend Chapter 75-A of the General Statutes relating to retaining certificates in motor boats during operation.

H. B. 609, an act to amend the North Carolina Metropolitan Sewerage Districts Act relating to the appointment of district board members in certain cases.

H. B. 634, an act to repeal Chapter 267 of the Public-Local Laws of 1927, regulating the issuance of bonds in Granville County.

H. B. 645, an act to incorporate the town of Spencer Mountain in Gaston County, State of North Carolina.

H. B. 666, an act to validate the tax levies heretofore imposed upon residents of the town of Micro, and authorize collection of delinquent taxes.

H. B. 669, an act to authorize the Cumberland County Board of Equalization and Review to sit so long as necessary to hear appeals from assessed valuations of property.

H. B. 699, an act repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712

of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county.

H. B. 721, an act creating the Hickory Regional Planning Commission, providing for its organization, powers and duties and conferring upon the governing body of the city of Hickory the power and authority to adopt and enforce zoning, subdivision and other comprehensive regulations, defining the planning authority of the towns of Longview and Brookford, for the purpose of promoting the orderly growth and sound development of the Hickory Regional Planning Area as defined herein.

H. B. 739, an act to require the county commissioners of Chatham County to turn into the general fund all taxes collected for the year 1961 and all prior years.

H. B. 749, an act prescribing the manner in which the board of commissioners of Henderson County may sell and convey tax foreclosed real property and other real property.

H. B. 753, an act to authorize the Franklin County Board of Education to lease any abandoned school property for a period of ten years with authority to renew said lease for a period of ten years, such renewals being made so long as the board desires to continue such agreement.

H. B. 757, an act to authorize the board of education of Lee County to appoint a superintendent of schools for said county for a term of four years.

H. B. 784, an act authorizing use of non-tax revenues for recreation purposes in Mecklenburg County.

H. B. 803, an act to amend Chapter 1073 of the 1957 Session Laws to provide for the vesting of fee simple title in the Charlotte-Mecklenburg Board of Education upon the payment into court of the sum appraised by the commissioners in condemnation proceedings.

H. B. 833, an act to authorize the board of county commissioners of Yancey County to adjust general and special fund ledger balances as of July 1, 1962.

H. B. 837, an act to increase the term of the judge of the Durham County Civil Court from two years to four years and to provide for changes in the method of appointment and the determination of the amount of compensation of a substitute judge.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 373, a bill to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the State to participate in establishing an East Carolina Airport Authority and authorizing such authority to establish, own, maintain, and operate an airport.

S. B. 449, a bill to amend Chapter 50 of the General Statutes so as to authorize courts to enter orders with respect to estates by the entirety in alimony without divorce actions.

S. B. 452, a bill to provide for the creation of the charter review commission of the city of Charlotte in Mecklenburg County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Jolly, for the Committee on Courts and Judicial Districts:

S. B. 216, a bill to provide for an additional resident judge for the Twenty-First Judicial District, with an unfavorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 6, a bill to establish the Senatorial districts of the State and to make the apportionment of members of the Senate, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 266, a bill to authorize the Utilities Commission to regulate the payments by public utilities to special or preferred customers and to prohibit the approval of preferred rates within the same classification, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 479, a bill to create an emergency reserve fund for persons engaged in the enforcement of the criminal laws in Stanly County, with a favorable report.

S. B. 480, a bill to authorize the county commissioners of New Hanover County to convey property to the city of Wilmington, North Carolina, and to authorize the city of Wilmington to convey certain property in consideration thereof, with a favorable report.

H. B. 663, a bill to create a legislative council in North Carolina, with a favorable report, as amended.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 368, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines, with a favorable report, as amended.

S. B. 428, a bill to permit the use and sale of caps in cap pistols in Iredell County, with a favorable report.

S. B. 461, a bill to dispense with the interlocutory decree and the probation period in adoption proceedings where a natural parent or parents seek to adopt his, her or their own child which has previously been adopted by other persons, with a favorable report.

S. B. 481, a bill to permit the clerk of the Superior Court of Pit County to deliver the official records of a deceased justice of the peace of Pitt County to another justice of the peace in the said county, with a favorable report.

H. B. 651, a bill to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

H. B. 863, a bill to amend General Statutes 14-107, relating to worthless checks, so as to make it apply to McDowell County, with a favorable report.

Committee substitute bill for H. B. 229, a bill to provide for waiver of jury trial in divorce actions, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

S. B. 458, a bill authorizing the establishment of a town liquor control store in the town of Valdese, Burke County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.



H. B. 610, a bill to authorize the qualified voters of the city of Monroe to determine whether or not alcoholic beverage control stores may be operated in said city, with a favorable report.

H. B. 780, a bill to authorize the qualified voters of the town of Granite Falls to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof, with a favorable report.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

H. B. 161, a bill to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance, with a favorable report.

S. B. 310, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to set forth the eligibility requirements for aid to the permanently and totally disabled and to authorize county medical review boards for applicants, with a favorable report, as amended.

S. B. 397, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to create a lien on real property of recipients of aid to the permanently and totally disabled, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hamilton and Midgett: S. B. 487, a bill to establish a North Carolina Seashore Commission.

Referred to Committee on Conservation and Development.

By Senator Forsyth: S. B. 488, a bill amending Article II, Chapter 7, of the General Statutes relating to the official court reporter for the Thirtieth Judicial District.

Referred to Committee on Courts and Judicial Districts.

By Senator Walton: S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County.

Referred to Committee on Education.

By Senator Hatcher: S. B. 490, a bill to provide for the election of the board of commissioners of the town of Valdese by the voters of the town at large.

Referred to Committee on Local Government.

By Senator Walton: S. B. 491, a bill to amend General Statutes 106-516.1, relating to carnivals and similar amusements operating without a permit.

Referred to Committee on Judiciary No. 1.

By Senator Yates: S. B. 492, a bill to amend General Statutes 7-288 relating to jury panels drawn for the general county court of Henderson County.

Referred to Committee on Courts and Judicial Districts.

By Senator Jordan: S. B. 493, a bill to authorize and empower the State Board of Public Welfare to enter into contracts with other State agencies or private organizations, including those governed by the provisions of Chapter 57 of the General Statutes, whereby such organizations can act as agent in arranging for the provision of services described or provided by Chapter 108 of the General Statutes, and for other purposes.

Referred to Committee on Public Welfare.

By Senator Aydlett: S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment.

Referred to Committee on Counties, Cities and Towns.

By Senator Brantley: S. B. 495, a bill to amend General Statutes 148-45, relating to escape by conditionally and temporarily released prisoners.

Referred to Committee on Penal Institutions.

By Senator Brantley: S. B. 496, a bill to fix the salary of the register of deeds of Polk County and to provide that such salary shall be in lieu of any fees and commissions he now receives as compensation for the performance of his duties under Chapter 161 of the General Statutes or any other public or local act.

Referred to Committee on Salaries and Fees.

By Senator White: S. B. 497, a bill to rewrite Section 95-88 of the General Statutes so as to exclude from the enumeration of persons employed in establishments those persons who are engaged in exempt employment as defined by the Minimum Wage Act.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

Senate Committee substitute for H. B. 62, a bill to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title, for concurrence in the House amendment.

Upon motion of Senator Belk, the Senate fails to concur in the House amendment and a Conference is requested.

The President appoints as Conferees on the part of the Senate, Senators Belk, Jordan and Johnson, to act with a like Committee appointed by the Speaker of the House, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 415, a bill relating to the use and operation of school buses on the primary highways of the State.

Referred to Committee on Highway Safety.

H. B. 455, a bill to prohibit the unauthorized cutting, digging, removal or transportation of certain ornamental plants and trees.

Referred to Committee on Conservation and Development.

H. B. 656, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

Referred to Committee on State Government.

H. B. 734, a bill to provide equal compensation and promotions for men and women employed in State government.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 769, a bill to amend General Statutes 20-116 and General Statutes 20-118 relating to the height, length and gross weight of vehicles.

Referred to Committee on Public Roads.

H. B. 787, a bill to provide that the laws and regulations regarding the culling of oysters shall apply to the waters of New River and its tributaries, and to fix the size limit for oysters in the waters of Queen Creek in Onslow County.

Referred to Committee on Conservation and Development.

H. B. 775, a bill to amend Chapter 48 of the General Statutes relating to the adoption of minors to provide that no specific length of residence in North Carolina shall be required in cases for the adoption of stepchildren.

Referred to Committee on Public Welfare.

H. B. 786, a bill to create a medical advisory council to the State Board of Mental Health.

Referred to Committee on Mental Institutions.

H. B. 788, a bill to amend General Statutes 113-216 so as to prohibit the removal of defacing of signs marking oyster bed leases.

Referred to Committee on Conservation and Development.

H. B. 797, a bill to create a council on mental retardation.

Referred to Committee on Mental Institutions.

H. B. 804, a bill to amend Article 30 of Chapter 143 of the General Statutes relating to the John H. Kerr Reservoir Development Commission.

Referred to Committee on Conservation and Development.

H. B. 819, a bill to amend General Statutes 139-7 relating to the per diem and expense allowance of soil and water conservation district supervisors.

Referred to Committee on Salaries and Fees.

H. B. 825, a bill to amend Article 4, Chapter 119, Section 49 of the General Statutes of North Carolina, known as "Uniform Safety Code for the Handling of Liquefied Petroleum Gases".

Referred to Committee on Agriculture.

H. B. 859, a bill to adopt the official county and township map of Gaston County and to provide for filing said map in certain offices.

Referred to Committee on Judiciary No. 1.

H. B. 864, a bill to fix the compensation for members of the board of county commissioners and the county board of education of Martin County.

Referred to Committee on Salaries and Fees.

H. B. 869, a bill to change the name and style of the town of Roxboro to the city of Roxboro and to designate the governing body thereof as the city council.

Referred to Committee on Local Government.

H. B. 870, a bill to amend the charter of the town of Morganton, changing the corporate name thereof to the city of Morganton.

Referred to Committee on Local Government.

H. B. 874, a bill to amend General Statutes 87-82 relating to water well contractors to make the same applicable to Jackson County.

Referred to Committee on Judiciary No. 2.

H. B. 886, a bill to amend Chapter 678 of the Session Laws of 1951, relating to the salary of the sheriff of Swain County.

Referred to Committee on Salaries and Fees.

H. B. 887, a bill fixing the compensation of the chairman and members of the board of county commissioners of Swain County.

Referred to Committee on Salaries and Fees.

H. B. 896, a bill to extend the corporate limits of the town of Farmville in Pitt County.

Referred to Committee on Local Government.

H. B. 915, a bill relating to the employment of persons to assist the tax supervisor in Buncombe County.

Referred to Committee on Local Government.

H. B. 917, a bill authorizing the establishment of a town liquor control store in the town of Hot Springs, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

HOUSE OF REPRESENTATIVES,  
Tuesday, May 21, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House amendment to Senate Committee substitute for H. B. 62, "a bill to be entitled an act to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title," and requests a conference thereon. To this end the Speaker has appointed as Conferees on the part of the House of Representatives, Representatives Wallace, Woodard of Wilson and Bahnsen, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Tuesday, May 21, 1963.

*Mr. President:*

Pursuant to your request, we are returning S. B. 8, "a bill to be entitled an act to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina," for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Jordan, the vote by which the bill passes its second and third readings is reconsidered, and the bill is placed upon today's Calendar for its second roll call reading.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 594, a bill authorizing the board of commissioners of Henderson County to levy a special tax for the operation of the county ambulance service, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington,

Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 785, a bill authorizing the board of county commissioners of Mecklenburg County to acquire, maintain, and improve lands subject to flooding, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 824, a bill to validate and confirm all special assessments for local improvements heretofore made by the governing board of the city of Jacksonville, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 900, a bill to repeal Section 1 of Chapter 11 of the Private Laws of 1929 and Chapter 101 of the Private Laws of 1931 and to amend Section 2 of Chapter 145 of the Private Laws of 1887 relating to the corporate limits of the town of Winfall, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

Committee substitute bill for S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 322, a bill relating to the revenue bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the Board of Trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the executive committee of such board, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed, upon second reading.

Senator Aydlett offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—44.

S. B. 372, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

H. B. 285, a bill to revise the eligibility requirements for municipal street aid funds, upon third reading.

Senator Hollowell offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Snow, Stikeleather, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—44.

H. B. 263, a bill to prevent the taking of deer with aid of boats.

Upon motion of Senator Clark, action on the bill is postponed until Wednesday, May 22, 1963.

S. B. 177, a bill to provide for the number of members, terms of office, and methods of selection of city and county boards of education.

Upon motion of Senator Brantley, the bill and all its amendments are laid upon the Table.

S. B. 252, a bill to prohibit the procurement of academic credit through fraudulent use of work other than that of the student.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Jordan, the bill is re-referred to the Committee on Higher Education.

Committee substitute bill for S. B. 298, a bill to provide for a safety check of motor vehicles.

Senator Yow offers an amendment which fails of adoption.

The bill passes its second reading.

Upon objection of Senator Yow to its third reading, the bill remains upon the Calendar.

S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

Upon motion of Senator Jordan, action on the bill is postponed until Thursday, May 23, 1963.

S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration.

Upon motion of Senator Johnston, the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 420, a bill relating to the authority of local boards of health to accept fees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 422, a bill to authorize the Insurance Commissioner to issue rules, instructions and regulations for the supervision, regulation and operation of savings and loan associations.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 351, a bill to amend certain sections of Article 3 of Chapter 20 of the General Statutes of North Carolina relating to registration of motor vehicles.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 490, a bill to amend General Statutes 20-88 to exempt small trailers or semitrailers from the combination licensing requirements, when the same are to be used with small trucks.

Passes its second and third readings and is ordered enrolled.

H. B. 554, a bill to amend General Statutes 153-176.1 relating to hospitalization and medical care of the indigent sick and afflicted poor.

Passes its second and third readings and is ordered enrolled.

H. B. 572, a bill to amend General Statutes 116-45 so as to change the name of Fayetteville State Teachers College to Fayetteville State College.

Passes its second and third readings and is ordered enrolled.

H. B. 581, a bill to amend General Statutes 113-223 to provide protection to planted oyster grounds.

Senator Yow offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 620, a bill to amend General Statutes 153-9(47), as the same appears in the 1961 Cumulative Supplement, so as to permit the county boards of health to examine and instruct employees of contractors on sanitary regulations pertaining to plumbing.

Upon motion of Senator Sebt, the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 675, a bill to amend General Statutes 105-312, relating to records of tax exempt property.

Passes its second and third readings and is ordered enrolled.

H. B. 644, a bill to authorize county and city boards of education to purchase annuity contracts for their employees.

Upon motion of Senator Johnston, action on the bill is postponed indefinitely.

H. B. 732, a bill to amend Chapter 136 of the General Statutes so as to require the State Highway Commission to remove all dead animals from the traveled portion and rights-of-way of all primary and secondary roads and to dispose of such animals by burial or otherwise.

Passes its second and third readings and is ordered enrolled.



H. B. 533, a bill to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards.

Upon motion of Senator Crew, action on the bill is postponed until Wednesday, May 22, 1963.

H. B. 772, a bill to amend General Statutes 136-28 relating to the monetary amount of a contract to be let, after public advertising, by the rules and regulations of the State Highway Commission.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### NINETY-FIRST DAY

SENATE CHAMBER,  
Wednesday, May 22, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President extends the courtesies of the galleries to the teachers and the students of Shankletown School of Cabarrus County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Miss Ruth Davenport and Miss Mary Davenport of Wake County.

Upon motion of Senator Williams, the courtesies of the galleries are extended to Mr. S. L. Gulledge and Mr. Bailey Gulledge of Stanly County.

Upon motion of Senator Meares, the courtesies of the galleries are extended to Dennis Anderson and C. D. Branch of Columbus County.

Upon motion of Senator Forsyth, the courtesies of the galleries are extended to Mr. McSwain and Mr. Stanley of Graham County.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Mr. A. J. McCoy and Mr. E. V. Cooksey of Houston, Texas, and Mr. George Attix, Mr. Walton Jennette, Mr. A. W. Houtz and Mr. C. C. Aydlett, all of Elizabeth City, North Carolina.

Upon motion of Senators Snow and Aydlett, the courtesies of the galleries are extended to John Frank and Frank Smith of Surry County.

Upon motion of Senator Strong, the courtesies of the floor are extended to former Senator Arthur Kirkman.

Upon motion of Senator Martin, the courtesies of the galleries are extended to V. E. Taylor and J. B. Weaver of Northampton County.

Upon motion of Senator Yates, the courtesies of the floor are extended to former Senator B. W. Thompson of Brevard, and the courtesies of the galleries are extended to Mrs. B. W. Thompson, wife of Senator Thompson.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. E. M. Rose, Mrs. W. D. Howell, Mrs. Bob Smith, Mrs. R. E. Fleming and Mrs. J. M. Ogburn, all of Johnston County.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to the members of the Unity Home Demonstration Club of Harnett County.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 484, a joint resolution commemorating the 188th anniversary of the signing of the Mecklenburg Declaration of Independence.

S. R. 189, a joint resolution requesting the North Carolina Board of Nurse Registration and Nursing Education to encourage the establishment of schools of nursing education and the continuance of such schools now in existence and operation.

S. B. 47, an act to rewrite Chapter 700 of the 1949 Session Laws of North Carolina relating to the planning, zoning, subdivision, and building control authority of the city of Gastonia.

S. B. 111, an act to provide transfer to Superior Court of cases originated in inferior courts, but in which cross-action or counterclaim in excess of the jurisdiction of the inferior court has been filed.

S. B. 141, an act to rewrite General Statutes 14-346.2 to prohibit certain business activities on Sunday.

S. B. 149, an act to amend General Statutes 106-390 relating to the public sale of official calfhood vaccinated heifers under twenty-four months of age.

S. B. 178, an act to amend General Statutes 7-50 relating to the payment of emergency judges for holding special terms of court so as to make such payment the responsibility of the State and not the county.

S. B. 222, an act to amend General Statutes 1-105 relating to service of process upon non-resident drivers of motor vehicles.

S. B. 265, an act to revise certain Sections of the Vital Statistics Laws of North Carolina.

S. B. 271, an act to amend Chapter 131 of the General Statutes relating to student loans administered by the Medical Care Commission to delete the requirement that students of nursing agree to practice in a rural area of the State.

S. B. 336, an act relating to establishment of garbage facilities in Transylvania County.

S. B. 342, an act to amend H. B. 298 relating to the power of eminent domain in connection with small watershed programs in the county of Rowan so as to include Transylvania County.

S. B. 352, an act to amend Chapter 949 of the 1961 Session Laws relating to the costs of court in criminal cases in Burke and Caldwell Counties.

S. B. 365, an act to amend the charter of the town of Lowell in Gaston County, North Carolina, so as to permit the governing body to establish a ward system for the election of six members of the board of aldermen.

H. B. 76, an act to amend Chapter 1363 of the Session Laws of 1957 relating to the law library in Yancey County.

H. B. 447, an act to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act.

H. B. 480, an act fixing fees to be charged and collected by the register of deeds of Randolph County.

H. B. 490, an act to amend General Statutes 20-88 to exempt small trailers or semitrailers from the combination licensing requirements, when the same are to be used with small trucks.

H. B. 496, an act to prohibit the operation of motor boats in such manner as to be dangerous to others and to prohibit actions which create hazards to water safety in Lake James and Burke and McDowell Counties.

H. B. 546, an act to establish salaries for certain officials of Camden County.

H. B. 551, an act to amend Chapter 212 of the Session Laws of 1959 relating to elections on the question of levying taxes for industrial development to make the same applicable to Onslow County.

H. B. 554, an act to amend General Statutes 153-176.1 relating to hospitalization and medical care of the indigent sick and afflicted poor.

H. B. 563, an act to amend Chapter 157 of the Session Laws of 1963 relating to tax elections for industrial development purposes in Mitchell County, for the purpose of correcting an error therein.

H. B. 572, an act to amend General Statutes 116-45 so as to change the name of Fayetteville State Teachers College to Fayetteville State College.

H. B. 589, an act to amend the charter of the town of Snow Hill in Greene County by increasing the limitation of tax for general purposes from one dollar to two dollars on every one hundred dollar valuation of property, and to amend General Statutes 160-402 as it applies to the town of Snow Hill.

H. B. 594, an act authorizing the board of commissioners of Henderson County to levy a special tax for the operation of the county ambulance service.

H. B. 595, an act to prohibit the manipulation of water skis and similar devices in the vicinity of swimmers.

H. B. 612, an act relating to the title to the land built up and constructed in the town of Carolina Beach in the county of New Hanover as a result of certain erosion control work in said town.

H. B. 615, an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina to provide for the dissolution of sanitary districts which have no outstanding indebtedness and the boundaries of which are wholly located within or coterminous with the corporate limits of a city or town.

H. B. 616, an act to promote the safety of skin divers at Lake James.

H. B. 617, an act to prohibit skiing within fifty yards of fishermen.

H. B. 675, an act to amend General Statutes 105-312, relating to records of tax exempt property.

H. B. 684, an act relating to per diem and mileage of certain officers of Orange County.

H. B. 695, an act to establish court costs for the Dare County Recorder's Court.

H. B. 696, an act relating to the nomination and election of members of the board of county commissioners of Rutherford County.

H. B. 719, an act to grant zoning authority outside the city limits to the town of Aurora in Beaufort County.

H. B. 732, an act to amend Chapter 136 of the General Statutes so as to require the State Highway Commission to remove all dead animals from the traveled portion and rights-of-way of all primary and secondary roads and to dispose of such animals by burial or otherwise.

H. B. 746, an act to authorize the board of commissioners of the town of Mount Airy to order the paving of streets without a petition.

H. B. 762, an act to provide for the payment of filing fees by candidates for city offices in the town of Spray.

H. B. 765, an act to amend Chapter 25, Private Laws of 1887, the same being an act to incorporate the town of Maxton, Robeson County, so as to provide compensation for the mayor and commissioners of the said town and to prescribe the procedure for holding municipal elections in the town of Maxton.

H. B. 768, an act to amend General Statutes 20-125.1 regarding directional signals for certain trailers.

H. B. 772, an act to amend General Statutes 136-28 relating to the monetary amount of a contract to be let, after public advertising, by the rules and regulations of the State Highway Commission.

H. B. 778, an act to create the Lee County Peace Officer's Relief Association.

H. B. 783, an act to authorize the appointment of additional constables in Mecklenburg County.

H. B. 785, an act authorizing the board of county commissioners of Mecklenburg County to acquire, maintain, and improve lands subject to flooding.

H. B. 800, an act to amend Article 20B, Chapter 153 of the General Statutes, relating to county zoning and regulation of buildings, so as to make its provisions applicable to Caswell County.

H. B. 824, an act to validate and confirm all special assessments for local improvements heretofore made by the governing board of the city of Jacksonville.

H. B. 829, an act authorizing use of surplus non-tax revenues for the erection of additional buildings and facilities and improving and remodeling existing buildings and facilities and acquiring the necessary equipment therefor at the Chronic Disease Unit for the Charlotte Memorial Hospital.

H. B. 842, an act to authorize the board of commissioners of Davie County to expend certain surplus funds now held by the county for hospital expansion purposes.

H. B. 900, an act to repeal Section 1 of Chapter 11 of the Private Laws of 1929 and Chapter 101 of the Private Laws of 1931 and to amend Section 2 of Chapter 145 of the Private Laws of 1887 relating to the corporate limits of the town of Winfall.

H. B. 984, an act to place the sheriff of Hyde County on a salary basis and to provide for certain expenses of the sheriff's office.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 451, a bill to amend Chapter 218 of the Session Laws of 1947 relating to violations and penalties within the jurisdiction of the town of Hamlet Traffic Bureau, with a favorable report.

S. B. 454, a bill to authorize the county commissioners of Person County to fix the fees to be charged by the register of deeds and the clerk of Superior Court, with a favorable report.

S. B. 459, a bill to prescribe the number and method of selection of the governing body of the town of Princeville, with a favorable report.

S. B. 460, a bill authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties, with a favorable report.

S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 472, a bill to authorize the city of Albemarle to license drivers and operators of ambulances and to franchise ambulances, with a favorable report.

S. B. 475, a bill relating to the terms of office and the election of town commissioners of the town of Biscoe in Montgomery County, with a favorable report.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment, with a favorable report.

H. B. 636, a bill to amend Chapters 861 of the Session Laws of 1957 and 406 of the Session Laws of 1961 relating to the Johnston County Peace Officers Relief Association, with a favorable report.

H. B. 681, a bill to authorize the board of county commissioners of Burke County to expend tax funds for library purposes, with a favorable report.

H. B. 700, a bill to amend General Statutes 153-9 relating to powers of the board of county commissioners of Washington County, with an unfavorable report.

H. B. 750, a bill to assure the continuance of ambulance service in Union County, with a favorable report.

H. B. 758, a bill to amend General Statutes 160-227.1 so as to delete Lee County therefrom and provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lee County, with a favorable report.

H. B. 759, a bill to revise and consolidate the charter of the town of Ahoskie, with a favorable report.

H. B. 918, a bill to establish terms of the chairman and members of the Camden County Board of Commissioners, and to provide for terms of successors to such offices, with a favorable report.

H. B. 933, a bill to authorize the board of commissioners of the town of Pinetops to sell at private sale certain land not needed for municipal purposes, with a favorable report.

H. B. 934, a bill to amend Chapter 1093 of the Session Laws of 1955 relating to the salary of the court reporter for Nash County, with a favorable report.

H. B. 939, a bill relating to the appointment of a deputy register of deeds of Yancey County, with a favorable report.

H. B. 941, a bill to amend Article 6A of Chapter 153 of the General Statutes so as to give authority to the board of county commissioners of Wilkes County to fix the number and compensation for county employees, with a favorable report.

H. B. 789, a bill relating to the terms of the board of county commissioners of Union County and the selection of the chairman of the board, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 347, a bill to require that judges of the Superior Court shall be elected from Judicial Districts in which they reside, with an unfavorable report.

H. B. 861, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Fremont in Wayne County, with a favorable report.

H. B. 436, a bill to amend General Statutes 163-8 by providing that members of the State Board of Elections may not hold elective office, be a candidate for any office, or serve as campaign manager for any candidate, with an unfavorable report.

S. B. 380, a bill to amend Article 12 of Chapter 163 of the General Statutes of North Carolina so as to combine challenge day with the last day of registration and to provide the procedure for challenging voters; and to amend General Statutes 163-31 so as to close the registration at the polls at six-thirty p.m. on each Saturday during the registration period, with a favorable report.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 288, a bill to amend Chapter 20 of the General Statutes of North Carolina so as to authorize the officers and patrolmen of the State Highway Patrol, municipal police and county sheriff department to issue "Warning Repair Orders" to owners or operators of motor vehicles having defective, inadequate, or improper safety equipment, with an unfavorable report.

S. B. 437, a bill to amend General Statutes 20-217 to require operators of motor vehicles to stop the same at least 25 feet from a stopped school, church and Sunday School bus, with a favorable report.

H. B. 415, a bill relating to the use and operation of school buses on the primary highways of the State, with an unfavorable report.

H. B. 771, a bill to amend General Statutes 20-169 relating to the erection of traffic control devices on State highway system streets within municipalities, and authorizing the State Highway Commission to assume the cost thereof, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

H. B. 441, a bill to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of compensation by the Industrial Commission due to change in condition of employee, with an unfavorable report.

H. B. 446, a bill to amend the Workmen's Compensation Act to provide compensation for disability or death resulting from exposure to radioactive materials, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 496, a bill to fix the salary of the register of deeds of Polk County and to provide that such salary shall be in lieu of any fees and commissions he now receives as compensation for the performance of his duties under Chapter 161 of the General Statutes or any other public or local Act, with a favorable report.

H. B. 593, a bill fixing the fee of the sheriff of Henderson County for service of a subpoena, with a favorable report.

H. B. 650, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs of the said county, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 659, a bill to authorize the board of county commissioners of Pasquotank County to fix the compensation of all appointed employees and elected officials of said county, except those who come within the jurisdiction of the North Carolina Merit System Council, with a favorable report.

H. B. 776, a bill relating to compensation for the members of the board of county commissioners of Edgecombe County, with a favorable report.

H. B. 806, a bill to amend General Statutes 153-9(12a) to include Sampson County among the counties whose board of commissioners may fix the fees and commissions charged by county officers, with a favorable report.

H. B. 819, a bill to amend General Statutes 139-7 relating to the per diem and expense allowance of soil and water conservation district supervisors, with a favorable report.

H. B. 849, a bill to fix the compensation of the county commissioners of Avery County, with a favorable report.

H. B. 854, a bill to authorize the county commissioners of Guilford County to fix and determine the fees and commissions to be charged by the clerk of the domestic relations court of Guilford County, with a favorable report.

H. B. 858, a bill to fix the fees of the clerk of Superior Court of Jones County, with a favorable report.

H. B. 864, a bill to fix the compensation for members of the board of county commissioners and the county board of education of Martin County, with a favorable report.

H. B. 873, a bill to amend General Statutes 153-9(12a) relating to certain fees and commissions which may be charged by county officials, and to amend General Statutes 153-48.5 relating to the power of county commissioners to fix the number and salaries of county officials, to make the same apply to Jackson County, with a favorable report.

H. B. 886, a bill to amend Chapter 678 of the Session Laws of 1951, relating to the salary of the sheriff of Swain County, with a favorable report.

H. B. 887, a bill fixing the compensation of the chairman and members of the board of county commissioners of Swain County, with a favorable report.

H. B. 893, a bill fixing the salaries to be paid by Henderson County to its officials and employees, with a favorable report.

H. B. 902, a bill to fix the compensation of the chairman and members of the board of county commissioners of Pamlico County, with a favorable report.

H. B. 903, a bill to amend General Statutes 152-5 relating to fees of the coroner in Washington County, with a favorable report.

H. B. 910, a bill to amend Chapter 119, Session Laws of 1951, relating to fees to be charged by the register of deeds of Surry County, North Carolina, with a favorable report.

By Senator Clark, for the Committee on State Government:

H. B. 656, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission, with a favorable report.

Upon motion of Senator Clark, the bill is placed upon today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Garriss and Williams: S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this act.

Referred to Committee on Judiciary No. 2.

By Senator Jordan: S. B. 499, a bill to amend General Statutes 58-63(3) relating to the schedule of fees and charges of the Commissioner of Insurance.

Referred to Committee on Insurance.

By Senator Morgan of Harnett: S. B. 500, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Harnett County shall show thereon the source of the title.

Referred to Committee on Judiciary No. 1.

By Senator Whitley: S. B. 501, a bill to amend certain Sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

By Senators Whitley and Warren: S. B. 502, a bill to authorize the erection of an appropriate memorial upon the lands of the Cliffs of the Neuse State Park honoring the Whitfield heirs for their part in the establishment of said Park.

Referred to Committee on State Government.

By Senator Snow: S. B. 503, a bill to validate the application of the town of Mount Airy for a gasoline tax refund, which application was inadvertently filed too late.

Referred to Committee on Finance.

By Senator Currie: S. B. 504, a bill authorizing and empowering the governing body of the city of Durham to compensate Southern Repair Service, Inc., for damages inflicted upon its property at 1102 Angier Avenue in the city of Durham as a result of police action in apprehending an escaped convict then in said premises.

Referred to Committee on Counties, Cities and Towns.

By Senator Williams: S. B. 505, a bill to create a fire protection district for the unincorporated town of Badin, North Carolina.

Referred to Committee on Judiciary No. 1.



By Senator Yow: S. B. 506, a bill relating to the appointment of a deputy secretary of the Local Government Commission.

Referred to Committee on Judiciary No. 1.

By Senators Hanes and Kirby: S. B. 507, a bill to prohibit the possession of game birds and animals in captivity for commercial purposes.

Referred to Committee on Wildlife.

By Senator Jones: S. B. 508, a bill to give parents of a child legitimated under the law all legal privileges and parental rights as if such child had been born in lawful wedlock.

Referred to Committee on Judiciary No. 2.

By Senator Hamilton: S. B. 509, a bill to provide for the nomination and election of the board of county commissioners of Carteret County.

Referred to Committee on Counties, Cities and Towns.

By Senator Hatcher: S. R. 510, a joint resolution authorizing the appointment of a commission to study all matters relating to the recreation use of streams and of all other bodies of water in or bordering North Carolina and to submit a report to the 1965 General Assembly.

Referred to Committee on Conservation and Development.

By Senators Garriss and Scott: S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify Milk Commission Law.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Harnett: S. B. 512, a bill authorizing the establishment of a town liquor control store in the town of Lillington, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 764, a bill to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina Enterprises Revenue Bonds.

Referred to Committee on Finance.

H. B. 879, a bill to revise and consolidate the charter of the town of Madison.

Referred to Committee on Local Government.

H. B. 883, a bill authorizing the county of Rockingham to establish an airport authority for the purpose of acquiring lands, constructing and operating a county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Local Government.

H. B. 891, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, Rockingham County, so as to redefine the corporate limits of said town.

Referred to Committee on Local Government.

H. R. 1023, a joint resolution expressing appreciation to the Southern Railway Company and its officials for hospitality extended to the General Assembly.

Upon motion of Senator Stikeleather, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 146, a bill to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State air hygiene program by the State Board of Health, for concurrence in the House amendment.

Upon motion of Senator MacLean, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 479, a bill to create an emergency reserve fund for persons engaged in the enforcement of the criminal laws in Stanly County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

S. B. 428, a bill to permit the use and sale of caps in cap pistols in Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 458, a bill authorizing the establishment of a town liquor control store in the town of Valdese, Burke County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 480, a bill to authorize the county commissioners of New Hanover County to convey property to the city of Wilmington, North Carolina, and to authorize the city of Wilmington to convey certain property in consideration thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 481, a bill to permit the clerk of the Superior Court of Pitt County to deliver the official records of a deceased justice of the peace of Pitt County to to another justice of the peace in the said county.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 610, a bill to authorize the qualified voters of the city of Monroe to determine whether or not alcoholic beverage control stores may be operated in said city.

Passes its second and third readings and is ordered enrolled.

H. B. 651, a bill to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Senator Garriss offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 780, a bill to authorize the qualified voters of the town of Granite Falls to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 863, a bill to amend General Statutes 14-107, relating to worthless checks, so as to make it apply to McDowell County.

Passes its second and third readings and is ordered enrolled.

S. B. 6, a bill to establish the senatorial districts of the State and to make the apportionment of members of the Senate.

Upon motion of Senator Williams, action on the bill is postponed until Tuesday, May 28, 1963.

Committee substitute bill for S. B. 8, a bill to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered sent to the House of Representatives, by special messenger.

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed, and taxed, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered engrossed.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College, for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby,

Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered engrossed.

Committee substitute bill for S. B. 298, a bill to provide for a safety check of motor vehicles.

Senator Strong offers an amendment which fails of adoption.

Senator Yow offers an amendment which is adopted.

Senator Johnson offers an amendment which fails of adoption.

Senator White offers an amendment which fails of adoption.

Senator White offers a second amendment which is adopted.

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

Upon motion of Senator Gurganus, the vote by which the bill passed its third reading is reconsidered.

Upon motion of Senator Gurganus, the vote by which his amendment was adopted is reconsidered, and upon his motion the amendment is withdrawn and laid upon the Table.

Senator Gurganus offers an amendment which is adopted.

Senator Crew offers an amendment which is adopted.

Senator Crew offers a second amendment which is adopted.

Senators Walton and Midgett offer an amendment which is adopted.

Upon motion of Senator Yow, the bill and all its amendments are re-referred to the Committee on Wildlife.

Committee substitute for S. B. 253, a bill to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 266, a bill to authorize the Utilities Commission to regulate the payments by public utilities to special or preferred customers and to prohibit the approval of preferred rates within the same classification.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Yow, action on the bill is postponed until Thursday, May 23, 1963.

S. B. 310, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to set forth the eligibility requirements for aid to the permanently and totally disabled and to authorize county medical review boards for applicants.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 368, a bill to provide for the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Mills to its third reading, the bill remains upon the Calendar.

S. P. 397, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to create a lien on real property of recipients of aid to the permanently and totally disabled.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 445, a joint resolution providing for the appointment of a commission for the purpose of making a study of capital punishment and submitting recommendations to the 1965 General Assembly respecting the retention of abolition of the death penalty as a punishment under the laws of North Carolina.

Upon motion of Senator Garriss, action on the bill is postponed until Thursday May 3, 1963.

S. B. 461, a bill to dispense with the interlocutory decree and the probation period in adoption proceedings where a natural parent or parents seek to adopt his, her or their own child which has previously been adopted by other persons.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 161, a bill to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance.

Upon motion of Senator Hanes, action on the bill is postponed until Thursday, May 23, 1963.

H. B. 229, a bill to provide for waiver of jury trial in divorce actions.

Passes its second and third readings and is ordered enrolled.

H. B. 359, a bill to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court.

Senator Morgan of Harnett offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 663, a bill to create a legislative council in North Carolina.

The amendment offered by the Committee is adopted.

Upon motion of Senator Stikeleather, action on the bill is postponed until Friday, May 24, 1963.

H. B. 533, a bill to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards.

Upon motion of Senator Propst, action on the bill is postponed until Tuesday, May 28, 1963.

S. B. 337, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

Upon motion of Senator Clark, the bill is re-referred to the Committee on State Government.

H. B. 656, a bill to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

## NINETY-SECOND DAY

SENATE CHAMBER,  
Thursday, May 23, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the courtesies of the floor are extended to former Representative Neill Ross of Harnett County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Garner Consolidated School of Wake County.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to James E. Hall and Charles Hall of Robeson County.

Upon motion of Senator Snow, the courtesies of the galleries are extended to Howard Hardy and Robert Burrus of Surry County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to former Representative Frank Wooten of Pitt County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mrs. Edwin Pou and Miss Mary Spotswood Pou, wife and daughter of former Representative Edwin Pou of Wake County.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1023, a joint resolution expressing appreciation to the Southern Railway Company and its officials for hospitality extended to the General Assembly.

S. B. 94, an act to amend General Statutes 108-73.11 relating to the county fund for aid to the permanently and totally disabled.

S. B. 146, an act to amend Chapter 130 of the General Statutes so as to authorize the establishment of a State air hygiene program by the State Board of Health.

S. B. 431, an act to amend Chapter 1073 of the Session Laws of 1959 relating to pistol permits so as to make the same applicable to Wilson County.

S. B. 433, an act to authorize the town of Hamlet to convey to American Legion Post No. 49, Inc., a certain lot of land lying on First Street, or Boyd's Lake Road, for purposes of Little Boys' League playground and other activities, with reverter condition.

S. B. 453, an act to authorize the Durham City Board of Education, because of the emergency involved, to enter into a contract on a cost plus basis for the construction and rebuilding of the East End Elementary School Building, most of which was destroyed by fire.

H. B. 229, an act to provide for waiver of jury trial in divorce actions.

H. B. 610, an act to authorize the qualified voters of the city of Monroe to determine whether or not alcoholic beverage control stores may be operated in said city.

H. B. 656, an act to rewrite Article 20 of Chapter 143 of the General Statutes relating to the North Carolina Recreation Commission.

H. B. 667, an act to authorize certain boards of county commissioners to defray the cost of ambulance services under certain conditions.

H. B. 673, an act to amend General Statutes 44-66 of the General Statutes, relating to the recording of Federal tax liens in the office of the register of deeds.

H. B. 683, an act to include Orange and Alamance Counties within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

H. B. 780, an act to authorize the qualified voters of the town of Granite Falls to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 863, an act to amend General Statutes 14-107, relating to worthless checks, so as to make it apply to McDowell County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 310, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to set forth the eligibility requirements for aid to the permanently and totally disabled and to authorize county medical review boards for applicants.

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed and taxed.

S. B. 298, a bill to provide for a safety check of motor vehicles.

S. B. 413, a bill to authorize the issuance of revenue bonds by the boards of trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Appropriations:

S. B. 13, a bill to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator White, the bill is made Special Order No. 1 for Friday, May 24, 1963.

S. B. 14, a bill to make appropriations to provide capital improvements for State institutions, agencies, and departments, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator White, the bill is made Special Order No. 2 for Friday, May 24, 1963.

S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator White, the bill is re-referred to the Committee on Finance.

By Senator Jolly, for the Committee on Courts and Judicial Districts:

S. B. 488, a bill amending Article II, Chapter 7, of the General Statutes relating to the official court reporter for the Thirtieth Judicial District, with a favorable report.

S. B. 492, a bill to amend General Statutes 7-288 relating to jury panels drawn for the general county court of Henderson County, with a favorable report.

S. B. 153, a bill to provide an administrative office of the courts and a director thereof, with an unfavorable report.

By Senator Walton, for the Committee on Education:

S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County, with a favorable report.

H. B. 822, a bill ratifying the conveyance by the Guilford County Board of Education and the Greensboro City Board of Education of all their right, title, and interest in certain real property to the city of Greensboro, and authorizing the Guilford County Board of Education to convey all of its right, title, and interest in certain real property to the Greensboro City Board of Education, with a favorable report.

By Senator Johnson, for the Committee on Finance:

H. B. 832, a bill to authorize Yancey County to levy certain special taxes, with a favorable report.

H. B. 938, a bill relating to the disposition of certain taxes in Yancey County, with a favorable report.

By Senator Yow; for the Committee on Judiciary No. 1:

S. B. 62, a bill to make the throwing of acids, alkalies, corrosive materials and poisons by one person on another a felony, with an unfavorable report.

S. B. 491, a bill to amend General Statutes 106-516.1, relating to carnivals and similar amusements operating without a permit, with a favorable report.

S. B. 500, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Harnett County shall show thereon the source of the title, with a favorable report.

S. B. 505, a bill to create a fire-protection district for the unincorporated town of Badin, North Carolina, with a favorable report.

H. B. 859, a bill to adopt the official county and township map of Gaston County and to provide for filing said map in certain offices, with a favorable report.



H. B. 755, a bill relating to the administration of estates of persons domiciled in North Carolina at the time of death, with a favorable report, as amended.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration, with a favorable report.

S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this Act, with a favorable report.

H. B. 232, a bill to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation, with a favorable report.

H. B. 874, a bill to amend General Statutes 87-82 relating to water well contractors to make the same applicable to Jackson County, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

S. B. 421, a bill amending General Statutes 96-14(4) to provide for the payment of benefits to workers unemployed due to a labor dispute, with an unfavorable report.

H. B. 477, a bill to amend the Workmen's Compensation Act, regarding benefits, and to whom benefits are payable, with a favorable report, as amended.

By Senator Stikeleather, for the Committee on Public Utilities:

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station", with a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Saunders: S. B. 513, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a Community College in Moore County.

Referred to Committee on Appropriations.

By Senator Saunders: S. B. 514, a bill to amend General Statutes 153-48.5, as the same appears in the 1961 Cumulative Supplement to the General Statutes, so as to authorize the board of county commissioners of Moore County to fix the salaries of the elective officials in Moore County.

Referred to Committee on Salaries and Fees.

By Senator Scott: S. B. 515, a bill to appropriate \$525,000 for topographic mapping of North Carolina.

Referred to Committee on Appropriations.

By Senator Meares: S. B. 516, a bill to appropriate funds for tobacco research at the Border Belt Tobacco Research Station.

Referred to Committee on Appropriations.

By Senator Kirby: S. B. 517, a bill to amend Chapter 160, Section 173, of the General Statutes of North Carolina so as to exempt the city of Wilson, North Carolina, from the operation of a portion thereof.

Referred to Committee on Local Government.

By Senators Clark and Hatcher: S. B. 518, a bill to amend General Statutes 20-141 to clarify the authority of the State Highway Commission and local municipal authorities to fix speed limits on their respective streets and highways.

Referred to Committee on Highway Safety.

By Senator Hanes: S. B. 519, a bill amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as "Water Supply Act of 1958".

Referred to Committee on Judiciary No. 1.

By Senator Hamilton: S. B. 520, a bill to amend Chapter 202 of the Private Laws of 1925, being the Charter of the town of Morehead City, with reference to the powers of said town and the raising of revenues in said town.

Upon motion of Senator Hamilton, the bill is placed upon the Calendar for tomorrow, Friday, May 23, 1963.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 711, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a school building for a consolidated school district in said county.

The bill is placed upon the Calendar.

H. B. 805, a bill relating to the hunting of foxes in Granville County.

Referred to Committee on Wildlife.

H. B. 847, a bill to amend Chapter 86 of the Private Laws of 1925 to remove from the charter of the town of Crossnore in Avery County the requirement of voter approval of tax levies by said town.

Referred to Committee on Finance.

H. B. 920, a bill providing for nominating Democratic candidates for office in Watauga County and to exempt Watauga County from the provisions of the State-wide primary laws.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 923, a bill amending Chapter 122 of the Session Laws of 1963 relating to the planning and zoning powers of the town of Carrboro.

Referred to Committee on Judiciary No. 2.

H. B. 931, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 23, 25 and 27 thereof to change the designation "city auditor" to "director of finance" wherever appearing in said Chapter.

Referred to Committee on Finance.

H. B. 932, a bill to amend Chapter 692, Session Laws of 1955, which act prohibits the taking of beaver, by deleting the names of certain counties from the provisions of the Act.

Referred to Committee on Wildlife.

H. B. 947, a bill to amend General Statutes 153-180 relating to fees of the county jailer in Rowan County.

Referred to Committee on Salaries and Fees.

H. B. 951, a bill to amend Chapter 794 of the Session Laws of 1961 concerning the exercise of the power of eminent domain in small watershed improvement programs in McDowell County.

Referred to Committee on Judiciary No. 1.

H. B. 965, a bill to amend General Statutes 14-335 relating to public drunkenness so as to include Iredell County.

Referred to Committee on Local Government.

H. B. 966, a bill to provide for an election in the city of Henderson upon the question of amending the charter to establish the council-manager form of government.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 982, a bill to authorize desk sergeants in the city of Henderson Police Department to issue warrants.

Referred to Committee on Local Government.

H. B. 983, a bill to repeal the charter of the town of Townsville in Vance County, the same being Chapter 377 of the Private Laws of 1915.

Referred to Committee on Local Government.

H. B. 1010, a bill to amend the charter of the town of Cove City in Craven County so as to provide for the marking of ballots in municipal elections.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 479, a bill to create an emergency reserve fund for persons engaged in the enforcement of the criminal laws in Stanly County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

The bill is ordered sent to the House of Representatives.

S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading.

S. B. 472, a bill to authorize the city of Albemarle to license drivers and operators of ambulances and to franchise ambulances, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 681, a bill to authorize the board of county commissioners of Burke County to expend tax funds for library purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 750, a bill to assure the continuance of ambulance service in Union County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 758, a bill to amend General Statutes 160-227.1 so as to delete Lee County therefrom and provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lee County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 759, a bill to revise and consolidate the charter of the town of Ahoskie, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 451, a bill to amend Chapter 218 of the Session Laws of 1947 relating to violations and penalties within the jurisdiction of the town of Hamlet Traffic Bureau.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 454, a bill to authorize the county commissioners of Person County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 475, a bill relating to the terms of office and the election of town commissioners of the town of Biscoe in Montgomery County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 459, a bill to prescribe the number and method of selection of the governing body of the town of Princeville.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 496, a bill to fix the salary of the register of deeds of Polk County and to provide that such salary shall be in lieu of any fees and commissions he now receives as compensation for the performance of his duties under Chapter 161 of the General Statutes or any other public or local Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 593, a bill fixing the fee of the sheriff of Henderson County for service of a subpoena.

Passes its second and third readings and is ordered enrolled.

H. B. 636, a bill to amend Chapters 861 of the Session Laws of 1957 and 406 of the Session Laws of 1961 relating to the Johnston County Peace Officers Relief Association.

Passes its second and third readings and is ordered enrolled.

H. B. 650, a bill to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs of the said county.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 659, a bill to authorize the board of county commissioners of Pasquotank County to fix the compensation of all appointed employees and elected officials of said county, except those who come within the jurisdiction of the North Carolina Merit System Council.

Passes its second and third readings and is ordered enrolled.

H. B. 776, a bill relating to compensation for the members of the board of county commissioners of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 789, a bill relating to the terms of the board of county commissioners of Union County and the selection of the chairman of the board.

Passes its second and third readings and is ordered enrolled.

H. B. 806, a bill to amend General Statutes 153-9(12a) to include Sampson County among the counties whose boards of commissioners may fix the fees and commissions charged by county officers.

Passes its second and third readings and is ordered enrolled.

H. B. 819, a bill to amend General Statutes 139-7 relating to the per diem and expense allowance of soil and water conservation district supervisors.

Passes its second and third readings and is ordered enrolled.

H. B. 849, a bill to fix the compensation of the county commissioners of Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 854, a bill to authorize the county commissioners of Guilford County to fix and determine the fees and commissions to be charged by the clerk of the domestic relations court of Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 858, a bill to fix the fees of the clerk of Superior Court of Jones County. Passes its second and third readings and is ordered enrolled.

H. B. 861, a bill to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Fremont in Wayne County. Passes its second and third readings and is ordered enrolled.

H. B. 864, a bill to fix the compensation for members of the board of county commissioners and the county board of education of Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 873, a bill to amend General Statutes 153-9(12a) relating to certain fees and commissions which may be charged by county officials, and to amend General Statutes 153-48.5 relating to the power of county commissioners to fix the number and salaries of county officials, to make the same apply to Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 886, a bill to amend Chapter 678 of the Session Laws of 1951, relating to the salary of the sheriff of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 887, a bill fixing the compensation of the chairman and members of the board of county commissioners of Swain County.

Passes its second and third readings and is ordered enrolled.

H. B. 893, a bill fixing the salaries to be paid by Henderson County to its officials and employees.

Passes its second and third readings and is ordered enrolled.

H. B. 902, a bill to fix the compensation of the chairman and members of the board of county commissioners of Pamlico County.

Passes its second and third readings and is ordered enrolled.

H. B. 903, a bill to amend General Statutes 152-5 relating to fees of the coroner in Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 910, a bill to amend Chapter 119, Session Laws of 1951, relating to fees to be charged by the register of deeds of Surry County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 918, a bill to establish terms of the chairman and members of the Camden County Board of Commissioners, and to provide for terms of successors to such offices.

Passes its second and third readings and is ordered enrolled.

H. B. 933, a bill to authorize the board of commissioners of the town of Pinetops to sell at private sale certain land not needed for municipal purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 934, a bill to amend Chapter 1093 of the Session Laws of 1955 relating to the salary of the court reporter of Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 939, a bill relating to the appointment of a deputy register of deeds of Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 941, a bill to amend Article 6A of Chapter 153 of the General Statutes so as to give authority to the board of county commissioners of Wilkes County to fix the number and compensation for county employees.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 266, a bill to authorize the Utilities Commission to regulate the payments by public utilities to special or preferred customers and to prohibit the approval of preferred rates within the same classification.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

The substitute bill offered by the Committee is adopted.

Senator Jordan offers an amendment which is adopted.

Upon motion of Senator Jordan, action on the bill is postponed until Friday, May 24, 1963.

S. B. 380, a bill to amend Article 12 of Chapter 163 of the General Statutes of North Carolina so as to combine challenge day with the last day of registration and to provide the procedure for challenging voters; and to amend General Statutes 163-31 so as to close the registration at the polls at six-thirty p.m. on each Saturday during the registration period.

Upon motion of Senator Clark, action on the bill is postponed until Friday, May 24, 1963.

S. B. 368, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

Senator Mills offers an amendment.

Senator Jolly offers an amendment which is adopted.

Upon motion of Senator Yow, the bill and its amendments are laid upon the table.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

Upon motion of Senator Jordan, action on the bill is postponed until Thursday, May 30, 1963.

S. B. 437, a bill to amend General Statutes 20-217 to require operators of motor vehicles to stop the same at least 25 feet from a stopped school, church and Sunday School bus.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 161, a bill to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance.

Passes its second and third readings and is ordered enrolled.

H. B. 446, a bill to amend the Workmen's Compensation Act to provide compensation for disability or death resulting from exposure to radioactive materials.

Passes its second and third readings and is ordered enrolled.

H. B. 771, a bill to amend General Statutes 20-169 relating to the erection of traffic control devices on State highway system streets within municipalities, and authorizing the State Highway Commission to assume the cost thereof.

Passes its second and third readings and is ordered enrolled.

S. R. 445, a joint resolution providing for the appointment of a commission for the purpose of making a study of capital punishment and submitting recommendations to the 1965 General Assembly respecting the retention or abolition of the death penalty as a punishment under the laws of North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 460, a bill authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment.

Senator Shelton offers an amendment, held not to be material, which is adopted.

Upon motion of Senator Aydlett, the bill, as amended, is re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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### NINETY-THIRD DAY

SENATE CHAMBER,  
Friday, May 24, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws, is taken from the Committee on Public Roads and re-referred to the Committee on Judiciary No. 1.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 186, an act repealing General Statutes 105-405, relating to the releasing of taxes under certain conditions.

S. B. 438, an act relating to county officials in the county of Carteret.

S. B. 443, an act to amend S. B. 161, entitled "an Act to revise and re-state the charter of the city of Lumberton," ratified March 29, 1963, relating to the status of certain lienholders.

H. B. 161, an act to amend General Statutes 108-73 of Article 3 of Chapter 108 of the General Statutes relating to the equalizing fund for public assistance.



H. B. 351, an act to amend certain sections of Article 3 of Chapter 20 of the General Statutes of North Carolina relating to registration of motor vehicles.

H. B. 446, an act to amend the Workmen's Compensation Act to provide compensation for disability or death resulting from exposure to radioactive materials.

H. B. 581, an act to amend General Statutes 113-223 to provide protection to planted oyster grounds.

H. B. 593, an act fixing the fee of the sheriff of Henderson County for service of a subpoena.

H. B. 636, an act to amend Chapters 861 of the Session Laws of 1957 and 406 of the Session Laws of 1961 relating to the Johnston County Peace Officers Relief Association.

H. B. 651, an act to include Catawba County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

H. B. 659, an act to authorize the board of county commissioners of Pasquotank County to fix the compensation of all appointed employees and elected officials of said county, except those who come within the jurisdiction of the North Carolina Merit System Council.

H. B. 771, an act to amend General Statutes 20-169 relating to the erection of traffic control devices on State highway system streets within municipalities, and authorizing the State Highway Commission to assume the cost thereof.

H. B. 776, an act relating to compensation for the members of the board of county commissioners of Edgecombe County.

H. B. 789, an act relating to the terms of the board of county commissioners of Union County and the selection of the chairman of the board.

H. B. 806, an act to amend General Statutes 153-9(12a) to include Sampson County among the counties whose boards of commissioners may fix the fees and commissions charged by county officers.

H. B. 819, an act to amend General Statutes 139-7 relating to the per diem and expense allowance of soil and water conservation district supervisors.

H. B. 849, an act to fix the compensation of the county commissioners of Avery County.

H. B. 854, an act to authorize the county commissioners of Guilford County to fix and determine the fees and commissions to be charged by the clerk of the domestic relations court of Guilford County.

H. B. 858, an act to fix the fees of the clerk of Superior Court of Jones County.

H. B. 861, an act to amend General Statutes 163-175 relating to the method of marking ballots in municipal elections in the town of Fremont in Wayne County.

H. B. 864, an act to fix the compensation for members of the board of county commissioners and the county board of education of Martin County.

H. B. 873, an act to amend General Statutes 153-9(12a) relating to certain fees and commissions which may be charged by county officials, and to amend General Statutes 153-48.5 relating to the power of county commissioners to fix the number and salaries of county officials, to make the same apply to Jackson County.

H. B. 886, an act to amend Chapter 678 of the Session Laws of 1951, relating to the salary of the sheriff of Swain County.

H. B. 887, an act fixing the compensation of the chairman and members of the board of county commissioners of Swain County.

H. B. 893, an act fixing the salaries to be paid by Henderson County to its officials and employees.

H. B. 902, an act to fix the compensation of the chairman and members of the board of county commissioners of Pamlico County.

H. B. 903, an act to amend General Statutes 152-5 relating to fees of the coroner in Washington County.

H. B. 910, an act to amend Chapter 119, Session Laws of 1951, relating to fees to be charged by the register of deeds of Surry County, North Carolina.

H. B. 918, an act to establish terms of the chairman and members of the Camden County Board of Commissioners, and to provide for terms of successors to such offices.

H. B. 933, an act to authorize the board of commissioners of the town of Pine-tops to sell at private sale certain land not needed for municipal purposes.

H. B. 934, an act to amend Chapter 1093 of the Session Laws of 1955 relating to the salary of the court reporter for Nash County.

H. B. 939, an act relating to the appointment of a deputy register of deeds of Yancey County.

H. B. 941, an act to amend Article 6A of Chapter 153 of the General Statutes so as to give authority to the board of county commissioners of Wilkes County to fix the number and compensation for county employees.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 460, a bill authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 487, a bill to establish a North Carolina Seashore Commission, with a favorable report.

S. R. 510, a joint resolution authorizing the appointment of a commission to study all matters relating to the recreation use of streams and of all other bodies of water in or bordering North Carolina and to submit a report to the 1965 General Assembly, with a favorable report, as amended.

H. B. 455, a bill to prohibit the unauthorized cutting, digging, removal or transportation of certain ornamental plants and trees, with a favorable report.

H. B. 708, a bill to create the Historic Swansboro Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Swansboro and the county of Onslow, with a favorable report.

H. B. 787, a bill to provide that the laws and regulations regarding the culling of oysters shall apply to the waters of New River and its tributaries, and to fix the size limit for oysters in the waters of Queen Creek in Onslow County, with a favorable report.

H. B. 843, a bill to amend Article 22 of Chapter 14 of the General Statutes relating to the setting of forest fires and burning permits in forested areas, with a favorable report.

By Senator Jolly, for the Committee on Courts and Judicial Districts:

S. R. 155, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the judicial article of the Constitution, with an unfavorable report as to bill, favorable report as to Committee substitute bill, as amended.

By Senator Johnson, for the Committee on Finance:

S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Jordan, for the Committee on Insurance:

S. B. 360, a bill to amend General Statutes 58-77 relating to the amount of capital and/or surplus required of insurance companies, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 462, a bill authorizing and regulating joint action by insurers in insuring persons 65 years of age and over and their spouses against financial loss resulting from accident and sickness, with a favorable report.

S. B. 499, a bill to amend General Statutes 58-63(3) relating to the schedule of fees and charges of the Commissioner of Insurance, with a favorable report.

By Senator Long, for the Committee on Interstate and Federal Relations:

H. R. 596, a joint resolution inviting the Sixth Biennial Apprenticeship and Training Conference of the Middle Atlantic States to meet in North Carolina, with a favorable report.

By Senator Propst, for the Committee on Local Government:

S. B. 490, a bill to provide for the election of the board of commissioners of the town of Valdese by the voters of the town at large, with a favorable report.

S. B. 517, a bill to amend Chapter 160, Section 173, of the General Statutes of North Carolina so as to exempt the city of Wilson, North Carolina, from the operation of a portion thereof, with a favorable report.

H. B. 662, a bill relating to the nomination of members of the board of county commissioners of Brunswick County, with a favorable report, as amended.

H. B. 664, a bill to provide for the election of a mayor for the town of Selma by the qualified voters of the town of Selma, North Carolina, with a favorable report.

H. B. 812, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County, with a favorable report.

H. B. 828, a bill to increase the number of county commissioners in Davie County from three to five and to provide for staggered terms of office, with a favorable report.

H. B. 830, a bill authorizing the county commissioners of Vance County to appoint a tax supervisor and tax collector and to combine the duties of such officers, with a favorable report.

H. B. 848, a bill relating to the terms of office of the county commissioners of Avery County, with a favorable report.

H. B. 869, a bill to change the name and style of the town of Roxboro to the city of Roxboro and to designate the governing body thereof as the city council, with a favorable report.

H. B. 870, a bill to amend the charter of the town of Morganton, changing the corporate name thereof to city of Morganton, with a favorable report.

H. B. 872, a bill to repeal Chapter 590 of the Public-Local Laws of 1919 relating to deposit of county funds in the banks of Jackson County, with a favorable report.

H. B. 879, a bill to revise and consolidate the charter of the town of Madison, with a favorable report.

H. B. 883, a bill authorizing the county of Rockingham to establish an airport authority for the purpose of acquiring lands, constructing and operating a county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, with a favorable report.

H. B. 891, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, Rockingham County, so as to re-define the corporate limits of said town, with a favorable report.

H. B. 915, a bill relating to the employment of persons to assist the tax supervisor in Buncombe County, with a favorable report.

H. B. 965, a bill to amend General Statutes 14-335 relating to public drunkenness so as to include Iredell County, with a favorable report.

H. B. 982, a bill to authorize desk sergeants in the city of Henderson Police Department to issue warrants, with a favorable report.

H. B. 983, a bill to repeal the charter of the town of Townsville in Vance County, the same being Chapter 377 of the Private Laws of 1915, with a favorable report.

H. B. 896, a bill to extend the corporate limits of the town of Farmville in Pitt County, with a favorable report.

By Senator Belk, for the Committee on Public Roads:

S. B. 400, a bill to amend General Statutes 20-150(e) to specify that highway lines, regardless of color, placed in the center of the highways of North Carolina by the State Highway Commission shall designate passing and no passing zones and define the same, with an unfavorable report.

H. B. 769, a bill to amend General Statutes 20-116 and General Statutes 20-118 relating to the height, length and gross weight of vehicles, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yow and Walton: S. B. 521, a bill to appropriate the sum of one hundred twenty-five thousand dollars (\$125,000.00) for the construction of a

combination auditorium, classroom and physical education teaching building at Wilmington College.

Referred to Committee on Appropriations.

By Senator Morgan of Harnett: S. B. 522, a bill to amend General Statutes 67-30 relating to the Harnett County Dog Warden.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 523, a bill to repeal Chapter 387, Public-Local Laws of 1933, and Chapter 776, Session Laws of 1961, relating to compensation of the county attorney of Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 524, a bill to amend Chapter 547 of the Session Laws of 1953 relating to rural law enforcement officers in Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 525, a bill to amend General Statutes 105-327 relating to Harnett Board of Equalization and Review.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Snow: S. B. 526, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Surry County.

Referred to Committee on Appropriations.

By Senator Warren: S. B. 527, a bill to make an appropriation for the operation of the Courts Commission.

Referred to Committee on Appropriations.

By Senator James: S. B. 528, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Richmond County.

Referred to Committee on Appropriations.

By Senator Meares: S. B. 529, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Columbus County.

Referred to Committee on Appropriations.

By Senators James and Gurganus: S. B. 530, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Harnett: S. B. 531, a bill to amend General Statutes 1-38 relating to possession of real property under color of title.

Referred to Committee on Judiciary No. 1.

By Senator Humber: S. R. 532, a joint resolution honoring the memory of Rush H. Kress.

Upon motion of Senator Humber, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator James, by request: S. B. 533, a bill authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Propositions and Grievances.

By Senators Humber, Jordan and Hamilton: S. B. 534, a bill to amend Subchapter IX of Chapter 115 of the General Statutes of North Carolina relating to the transportation of pupils residing within a municipality assigned to public schools within the same municipality.

Referred to Committee on Education.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 737, a bill to amend Chapter 77 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

Referred to Committee on Insurance.

H. B. 815, a bill to amend the charter of the city of Jacksonville, Onslow County, North Carolina.

Referred to Committee on Local Government.

H. B. 818, a bill to amend General Statutes 139-6 relating to election of supervisors of soil and water conservation districts.

Referred to Committee on Local Government.

H. B. 871, a bill to amend Article 8, Chapter 90 of the General Statutes relating to chiropractic.

Referred to Committee on Public Health.

H. B. 958, a bill relating to the punishment for public drunkenness in Martin County.

Referred to Committee on Local Government.

H. B. 977, a bill to make the provisions of Part 3 of Article 36 of Chapter 160 of the General Statutes relating to the extension of corporate limits of municipalities applicable to Person County.

Referred to Committee on Local Government.

H. B. 987, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, so as to extend police jurisdiction for one mile outside the corporate limits.

Referred to Committee on Local Government.

H. B. 1004, a bill to amend Chapter 787 of the Session Laws of 1953 relating to the abolishment of taxes due Buncombe County and the city of Asheville so as to make the same applicable to all other municipalities in said county.

Referred to Committee on Local Government.

H. B. 1007, a bill to fix the succession and terms of office of the members of the board of education of Washington County.

Referred to Committee on Education.

H. B. 1008, a bill to amend Section 85, Article XV of the charter of Winston-Salem, relating to sessions of the municipal court in said city.

Referred to Committee on Local Government.

HOUSE OF REPRESENTATIVES,

Friday, May 24, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. B. 291, "a bill to be entitled an Act to create the commission on the dedication of the State Legislative Building," the Speaker has appointed as a Committee on the part of the House of Representatives, Representatives Eagles and Rodenbough to act with a like Committee on the part of the Senate.

Respectfully,

ANNIE E. COOPER,

*Principal Clerk.*

The President appoints as a Committee on the part of the Senate, Edwin Pou and Gilmore Sparger, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 472, a bill to authorize the city of Albemarle to license drivers and operators of ambulances and to franchise ambulances, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered sent to the House of Representatives.

H. B. 681, a bill to authorize the board of county commissioners of Burke County to expend tax funds for library purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

H. B. 750, a bill to assure the continuance of ambulance service in Union County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are : Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

H. B. 758, a bill to amend General Statutes 160-227.1 so as to delete Lee County therefrom and provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lee County, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

H. B. 759, a bill to revise and consolidate the charter of the town of Ahoskie, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

Committee substitute for S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

S. B. 520, a bill to amend Chapter 202 of the Private Laws of 1925, being the charter of the town of Morehead City, with reference to the powers of said town and the raising of revenues in said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.



H. B. 711, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a school building for a consolidated school district in said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Mearns, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

H. B. 832, a bill to authorize Yancey County to levy certain special taxes, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Mearns, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—43.

S. B. 488, a bill amending Article II, Chapter 7, of the General Statutes relating to the official court reporter for the Thirtieth Judicial District.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County.

Upon motion of Senator Walton, action on the bill is postponed until Monday, May 27, 1963.

S. B. 492, a bill to amend General Statutes 7-288 relating to jury panels drawn for the general county court of Henderson County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc. across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this Act.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 500, a bill requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Harnett County shall show thereon the source of the title.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 505, a bill to create a fire protection district for the unincorporated town of Badin, North Carolina.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 822, a bill ratifying the conveyance by the Guilford County Board of Education and the Greensboro City Board of Education of all their right, title,

and interest in certain real property to the city of Greensboro, and authorizing the Guilford County Board of Education to convey all of its right, title, and interest in certain real property to the Greensboro City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 859, a bill to adopt the official county and township map of Gaston County and to provide for filing said map in certain offices.

Passes its second and third readings and is ordered enrolled.

H. B. 874, a bill to amend General Statutes 87-82 relating to water well contractors to make the same applicable to Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 938, a bill relating to the disposition of certain taxes in Yancey County.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 13, a bill to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes.

The substitute bill offered by the Committee is adopted.

Senator Shelton moves that action on the bill be postponed until Wednesday, May 29, 1963.

The motion fails to prevail.

Senator Jordan offers an amendment.

Upon motion of Senator Morgan of Harnett, action on the bill and its amendment is postponed until Tuesday, May 28, 1963, and is made a Special Order of the day.

#### SPECIAL ORDER NO. 2

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being S. B. 14, a bill to make appropriations to provide capital improvements for State institutions, agencies, and departments.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration.

Upon motion of Senator Johnston, action on the bill is postponed until Wednesday, May 29, 1963.

H. B. 232, a bill to amend Article 20, Chapter 15, of the General Statutes relating to suspension of sentence and probation.

Upon motion of Senator Gurganus, action on the bill is postponed until Monday, May 27, 1963.

Committee substitute for S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

Upon motion of Senator Jordan, action on the bill is postponed until Monday, May 27, 1963.

S. B. 380, a bill to amend Article 12 of Chapter 163 of the General Statutes of North Carolina so as to combine challenge day with the last day of registration and to provide the procedure for challenging voters; and to amend General Statutes 163-31 so as to close the registration at the polls at six-thirty p.m. on each Saturday during the registration period.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

The amendment offered by the Committee is adopted.

Upon motion of Senator Aydlett, action on the bill is postponed until Wednesday, May 29, 1963.

S. B. 491, a bill to amend General Statutes 106-516.1, relating to carnivals and similar amusements operating without a permit.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 477, a bill to amend the Workmen's Compensation Act, regarding benefits, and to whom benefits are payable.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 663, a bill to create a legislative council in North Carolina.

Upon motion of Senator Stikeleather, action on the bill is postponed until Tuesday, May 28, 1963.

H. B. 755, a bill relating to the administration of estates of persons domiciled in North Carolina at the time of death.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock, at which time only Public Local bills will be considered, and adjournment will be until 8'clock Monday evening.

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### NINETY-FOURTH DAY

SENATE CHAMBER,  
Saturday, May 25, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Morgan of Harnett, the Senate adjourns to meet Monday evening at 8:00 o'clock.

## NINETY-FIFTH DAY

SENATE CHAMBER,  
Monday, May 27, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senators Jordan and White, the courtesies of the galleries are extended to Miss Ellen Whitaker of Lenoir County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. Ralph B. Reeves, Jr., of Wake County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. Jesse Owens of Johnston County, Mr. Jim Blocker of Pitt County and Mrs. Alice McGhee Smith of Wake County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. C. D. Covington of Alamance County.

Upon motion of Senator Crew, the courtesies of the galleries are extended to Linda Funderburk of Wake County and Mr. and Mrs. Richard Patissall of Halifax County.

Upon motion of Senators Jordan and Scott, the courtesies of the galleries are extended to Mr. and Mrs. W. J. Mayberry and their daughters Beth Mayberry and Martha Raye Mayberry of Wake and Alamance Counties.

Upon motion of Senator Morgan of Cleveland, H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain Motor Vehicle Laws, is taken from the Committee on Judiciary No. 1, and re-referred to the Committee on Highway Safety.

Upon motion of Senator Yow, H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain Motor Vehicle Laws, is taken from the Committee on Highway Safety and re-referred to the Committee on Judiciary No. 1.

## ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 380, a bill to amend Article 12 of Chapter 163 of the General Statutes of North Carolina so as to combine challenge day with the last day of registration and to provide the procedure for challenging voters; and to amend General Statutes 163-31 so as to close the registration at the polls at six-thirty p. m. on each Saturday during the registration period.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. B. 788, a bill to amend General Statutes 113-216 so as to prohibit the removal or defacing of signs marking oyster bed leases, with a favorable report, as amended.

H. B. 804, a bill to amend Article 30 of Chapter 143 of the General Statutes relating to the John H. Kerr Reservoir Development Commission, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan: S. B. 535, a bill to amend the charter of the town of Cary as contained in Chapter 80 of the Private Laws of 1870-71, as amended.

Referred to Committee on Local Government.

By Senator Jordan: S. B. 536, a bill to approve and confirm contracts between the city of Raleigh and the town of Cary and between the city of Raleigh and the town of Garner with regard to the treatment of sewage by the city of Raleigh for said towns.

Referred to Committee on Local Government.

By Senator Jordan: S. B. 537, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

Referred to Committee on Insurance.

By Senator Hatcher: S. B. 538, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Burke to appoint an assistant coroner for Burke County, and to amend General Statutes 152-5 with respect to the compensation of the Burke County Coroner.

Referred to Committee on Local Government.

By Senator Warren: S. B. 539, a bill relating to a retirement system for Wayne County employees.

Referred to Committee on Judiciary No. 1.

By Senator Morgan of Harnett: S. B. 540, a bill permitting Harnett County to authorize bonds for school purposes in the maximum aggregate principal amount of four million five hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

The bill is placed upon the Calendar.

By Senator Humber: S. B. 541, a bill to appropriate funds to the State Board of Education for the purpose of establishing and equipping community colleges.

Referred to Committee on Appropriations.

By Senator Humber: S. B. 542, a bill to amend Chapter 549 of the Session Laws of 1961 relating to support of the Pitt County Law Library.

Referred to Committee on Local Government.

By Senator Long: S. B. 543, a bill to repeal Chapters 116 and 120, Session Laws of 1961, relating to districts and election of members of the Person County Board of Education, to fix at five the number of members of the said board of education, and to provide for staggered terms.

Referred to Committee on Education.

By Senators Aydlett, Morgan of Cleveland and Gurganus: S. B. 544, a bill to amend General Statutes 143-166 relating to benefits payable from the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Retirement, Employment Security.

By Senators Aydlett, Morgan of Cleveland and Gurganus: S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina.

Referred to Committee on Retirement, Employment Security.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 83, a bill to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations, for concurrence in the House amendment.

Upon motion of Senator Morgan of Harnett, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 282, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the judicial article of the Constitution.

Referred to Committee on Courts and Judicial Districts.

H. B. 461, a bill regulating the sanitation of agricultural labor camps.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 657, a bill to amend General Statutes 55-52 relating to corporations.

Referred to Committee on Judiciary No. 2.

H. B. 946, a bill to extend the time of payment of certain assessments to the town of Ahoskie.

Referred to Committee on Finance.

H. B. 820, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not more than eighty-five cents (85c) per hour.

Referred to Committee on Manufacturing, Labor and Commerce.

H. B. 953, a bill to fix the compensation of the chairman and members of the board of education of Perquimans County.

Referred to Committee on Education.

H. B. 960, a bill to authorize the board of county commissioners of Onslow County to fix the compensation of members and chairman of the board of education of Onslow County.

Referred to Committee on Salaries and Fees.

H. B. 971, a bill relating to the disposition of dog taxes collected in Dare County.

Referred to Committee on Local Government.

H. B. 972, a bill to authorize the Nash County Board of Commissioners to convey certain property to the town of Red Oak.

Referred to Committee on Local Government.

H. B. 973, a bill to amend Chapter 797, Session Laws of 1957, relating to the cemetery commission of the county of Graham.

Referred to Committee on Local Government.

H. B. 976, a bill to amend Chapter 1073 of the 1957 Session Laws to permit the Charlotte-Mecklenburg Board of Education to contract for and pay the costs of street improvements.

Referred to Committee on Education.

H. B. 981, a bill to amend General Statutes 136-19 relating to acquiring of land and deposits of materials, condemnation proceedings, and Federal parkways.

Referred to Committee on Judiciary No. 2.

H. B. 988, a bill pertaining to Article 3, Chapter 139, of the General Statutes, as the same relates to a Watershed Improvement Program in Forsyth County; to amend Chapter 794, 1961 Session Laws, concerning the exercise of the power of eminent domain so that same shall apply to Forsyth County, and to authorize the board of commissioners of Forsyth County to appropriate and make available certain public funds for small watershed programs in Forsyth County.

Referred to Committee on Conservation and Development.

H. B. 991, a bill to amend Chapter 448 of the Session Laws of 1961 relating to mileage allowance for jurors in Johnston County.

Referred to Committee on Local Government.

H. B. 994, a bill to validate the municipal election of May 6, 1963, of the town of Maxton in Robeson County.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 1000, a bill to amend General Statutes 153-9 (52) relating to county building inspectors so as to make New Hanover County subject to the provisions of said act.

Referred to Committee on Judiciary No. 1.

H. B. 1003, a bill to authorize the board of county commissioners of Beaufort County to fix compensation of elected officers of the said county.

Referred to Committee on Salaries and Fees.

H. B. 1006, a bill to amend Chapter 358 of the Session Laws of 1959 relating to the compensation of the chairman and members of the board of commissioners of Washington County.

Referred to Committee on Salaries and Fees.

H. B. 1013, a bill to authorize the board of education of Pamlico County to transfer an abandoned school building in Holt's Chapel Community, Pamlico County, to the Trustees of Holt's Chapel AME Zion and Mattocksville St. Stephens Baptist Churches for community purposes.

Referred to Committee on Education.

H. B. 1017, a bill to provide for the merger of the Laurinburg City School Administrative Unit and the Scotland County School Administrative Unit.

Referred to Committee on Education.

H. B. 1022, a bill to amend General Statutes 148-45, relating to escape by conditionally and temporarily released prisoners.

Referred to Committee on Penal Institutions.

H. B. 1028, a bill to provide for the appointment, salary, and duties of an assistant solicitor for the Fourteenth—A Solicitorial District to assist in the prosecution of the criminal docket in the Superior Court of Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

H. B. 1039, a bill to authorize the Cumberland County Board of Commissioners to provide for the control, destruction or removal of inflammable brush, weeds, trash, grass and other nuisances which constitute fire hazards.

Referred to Committee on Judiciary No. 1.

H. B. 1048, a bill to provide for four year terms of office for members of the City Council of Asheville.

Referred to Committee on Local Government.

Committee Substitute for S. B. 8, a bill to provide for the establishment of a Program of Medical Assistance for the aged and other groups in North Carolina, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one Administrative Board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County.

Upon motion of Senator Propst, action on the bill is postponed until Thursday, May 30, 1963.

Committee Substitute for S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County, upon third reading.

Senator Jolly offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered engrossed.

S. B. 520, a bill to amend Chapter 202 of the Private Laws of 1925, being the charter of the town of Morehead City, with reference to the powers of said town and the raising of revenues in said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

H. B. 711, a bill authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a school building for a consolidated school district in said county, upon third reading.



The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 832, a bill to authorize Yancey County to levy certain special taxes, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 812, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 879, a bill to revise and consolidate the charter of the town of Madison, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 883, a bill authorizing the county of Rockingham to establish an airport authority for the purpose of acquiring lands, constructing and operating a county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 891, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, Rockingham County, so as to re-define the corporate limits of said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 896, a bill to extend the corporate limits of the town of Farmville in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County.

Upon motion of Senator Walton, the bill is re-referred to the Committee on Judiciary No. 1.

S. B. 490, a bill to provide for the election of the board of commissioners of the town of Valdese by the voters of the town at large.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 517, a bill to amend Chapter 160, Section 173, of the General Statutes of North Carolina so as to exempt the city of Wilson, North Carolina, from the operation of a portion thereof.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 662, a bill relating to the nomination of members of the board of county commissioners of Brunswick County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 664, a bill to provide for the election of a mayor for the town of Selma by the qualified voters of the town of Selma, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 787, a bill to provide that the laws and regulations regarding the culling of oysters shall apply to the waters of New River and its tributaries, and to fix the size limit for oysters in the waters of Queen Creek in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 828, a bill to increase the number of county commissioners in Davie County from three to five and to provide for staggered terms of office.

Passes its second and third readings and is ordered enrolled.

H. B. 830, a bill authorizing the county commissioners of Vance County to appoint a tax supervisor and tax collector and to combine the duties of such officers. Passes its second and third readings and is ordered enrolled.

H. B. 848, a bill relating to the terms of office of the county commissioners of Avery County.

Passes its second and third readings and is ordered enrolled.

H. B. 869, a bill to change the name and style of the town of Roxboro to the city of Roxboro and to designate the governing body thereof as the city council.

Passes its second and third readings and is ordered enrolled.

H. B. 870, a bill to amend the charter of the town of Morganton, changing the corporate name thereof to city of Morganton.

Passes its second and third readings and is ordered enrolled.

H. B. 872, a bill to repeal Chapter 590 of the Public Local Laws of 1919 relating to deposit of county funds in the banks of Jackson County.

Passes its second and third readings and is ordered enrolled.

H. B. 915, a bill relating to the employment of persons to assist the tax supervisor in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 965, a bill to amend General Statutes 14-335 relating to public drunkenness so as to include Iredell County.

Passes its second and third readings and is ordered enrolled.

H. B. 982, a bill to authorize desk sergeants in the city of Henderson police department to issue warrants.

Passes its second and third readings and is ordered enrolled.

H. B. 983, a bill to repeal the charter of the town of Townsville in Vance County, the same being Chapter 377 of the Private Laws of 1915.

Passes its second and third readings and is ordered enrolled.

S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill remains upon the Calendar for its second roll call reading.

S. B. 499, a bill to amend General Statutes 58-63(3) relating to the schedule of fees and charges of the commissioner of insurance, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 232, a bill to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

Senator Williams offers an amendment which is adopted.

Senator Martin offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. R. 155, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution.

Upon motion of Senator Jolly, action on the bill is postponed until Wednesday, May 29, 1963.

Committee substitute for S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 360, a bill to amend General Statutes 58-77 relating to the amount of capital and/or surplus required of insurance companies.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Jordan, action on the bill is postponed until Tuesday, May 28, 1963.

S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Jordan, action on the bill is postponed until Tuesday, May 28, 1963.

S. B. 462, a bill authorizing and regulating joint action by insurers in insuring persons 65 years of age and over and their spouses against financial loss resulting from accident and sickness.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 487, a bill to establish a North Carolina Seashore Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 510, a joint resolution authorizing the appointment of a commission to study all matters relating to the recreation use of streams and of all other bodies of water in or bordering North Carolina and to submit a report to the 1965 General Assembly.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 455, a bill to prohibit the unauthorized cutting, digging, removal or transportation of certain ornamental plants and trees.

Passes its second and third readings and is ordered enrolled.

H. R. 596, a joint resolution inviting the sixth biennial Apprenticeship and Training Conference of the Middle Atlantic States to meet in North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 708, a bill to create the Historic Swannsborough Commission for the purpose of acquisition, repair and maintenance of historic sites in the town of Swansboro and the County of Onslow.

Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to amend General Statutes 20-116 and General Statutes 20-118 relating to the height, length and gross weight of vehicles.

Passes its second and third readings and is ordered enrolled.

H. B. 843, a bill to amend Article 22 of Chapter 14 of the General Statutes relating to the setting of forest fires and burning permits in forested areas.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12M.

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### NINETY-SIXTH DAY

SENATE CHAMBER,  
Tuesday, May 28, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Dr. Kenneth Goodson, Pastor of the Centenary Methodist Church, Winston-Salem, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, the courtesies of the galleries are extended to Mrs. Barbara Haskett, Mrs. Pearl Sanders, Mrs. Carolyn Spence, Mrs. Annette Small, Mrs. Beverly Small, Mrs. Ella West, Mrs. Van Jones, Mrs. Bessie Culpepper, Mrs. Tommy Foreman, Mrs. Frances Gaiter, Mrs. Gerry Jennette, Mrs. Doris McPherson, Police Chief Clarence Owens and Bob Foreman, all of Pasquotank County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Harry Alderman of Edgecombe County.

Upon motion of Senator Stone, the courtesies of the galleries are extended to Dr. Walter Hollander of Duke University, and his daughter Katy Hollander is made an honorary page of the Senate.

Upon motion of Senator Meares, the courtesies of the galleries are extended to O. T. Townsend of Columbus County.

Upon motion of Senator Stikeleather, H. B. 1048, a bill to provide for four-year terms of office for members of the city council of Asheville, is taken from the Committee on Local Government and re-referred to the Committee on Counties, Cities and Towns.

Upon motion of Senator Williams, S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc. across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this Act, is recalled from the House of Representatives for further consideration by the Senate, and a message is ordered sent to that Honorable Body informing them of such action.

Upon motion of Senator Jordan, S. B. 463, a bill relating to the license tax on wholesale oleomargarine, is taken from the Committee on Finance and placed upon today's Calendar.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 104, an act fixing the order of rotation of candidates for the State Senate in the senatorial district comprised of Catawba, Iredell, and Lincoln Counties.

S. B. 331, an act to authorize county and city boards of education to purchase annuity contracts for their employees.

S. B. 367, an act to fix the compensation of the members of the board of county commissioners of Durham County.

S. B. 411, an act to authorize the Person County Board of Education to sell and convey to Carolina Power & Light Company certain lands required for the steam electric generating plant and appurtenant facilities which said company proposes to construct and operate in Person County, North Carolina, and to restrict other sales.

S. B. 412, an act to authorize the county commissioners of Iredell County to fix compensation of members of the said board.

S. B. 416, an act to authorize the board of commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1953 through 1957.

S. B. 425, an act to amend Chapter 113 of the Private Laws of North Carolina, Extra Session of 1921, so as to terminate the board of water commissioners of the city of Hendersonville, provide for appointment of an advisory board of water commissioners, and empower the board of city commissioners of the city of Hendersonville to operate and control water works and sewerage systems.

S. B. 429, an act to authorize policemen and other law enforcement officers of the city of Southport to make arrests and serve criminal process at any place in Brunswick County within a radius of one mile distance from the corporate limits of said city.

S. B. 432, an act to amend Chapter 102 of the Session Laws of 1957 establishing a supplementary pension fund for firemen in the city of Albemarle, North Carolina.

S. B. 452, an act to provide for the creation of the charter review commission of the city of Charlotte in Mecklenburg County.

H. B. 650, an act to authorize the board of county commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs of said county.

H. B. 681, an act to authorize the board of county commissioners of Burke County to expend tax funds for library purposes.

H. B. 750, an act to assure the continuance of ambulance service in Union County.

H. B. 758, an act to amend General Statutes 160-227.1 so as to delete Lee County therefrom and provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lee County.

H. B. 822, an act ratifying the conveyance by the Guilford County Board of Education and the Greensboro City Board of Education of all their right, title, and interest in certain real property to the city of Greensboro, and authorizing the Guilford County Board of Education to convey all of its right, title, and interest in certain real property to the Greensboro City Board of Education.

H. B. 859, an act to adopt the official county and township map of Gaston County and to provide for filing said map in certain offices.

H. B. 874, an act to amend General Statutes 87-82 relating to water well contractors to make the same applicable to Jackson County.

H. B. 938, an act relating to the disposition of certain taxes in Yancey County.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

Committee substitute for S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

Committee substitute for S. B. 464, a bill to revise and consolidate the charter of the town of Bunn in Franklin County.

S. R. 510, a joint resolution authorizing the appointment of a commission to study all matters relating to the recreation use of streams and of all other bodies of water in or bordering North Carolina and to submit a report to the 1965 General Assembly.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 509, a bill to provide for the nomination and election of the board of county commissioners of Carteret County, with a favorable report, as amended.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband, with a favorable report.

S. B. 506, a bill relating to the appointment of a deputy secretary of the local government commission, with a favorable report.

S. B. 519, a bill amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as "Water Supply Act of 1958", with a favorable report.

S. B. 530, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation, with a favorable report.

S. B. 539, a bill relating to a retirement system for Wayne County employees, with a favorable report.

S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 620, a bill to amend General Statutes 153-9(47), as the same appears in the 1961 Cumulative Supplement, so as to permit the county boards of health to examine and instruct employees of contractors on sanitary regulations pertaining to plumbing, with a favorable report, as amended.

H. B. 951, a bill to amend Chapter 794 of the Session Laws of 1961 concerning the exercise of the power of eminent domain in small watershed improvement programs in McDowell County, with a favorable report.

H. B. 1000, a bill to amend General Statutes 153-9(52) relating to county building inspectors so as to make New Hanover County subject to the provisions of said Act, with a favorable report.

H. B. 1039, a bill to authorize the Cumberland County Board of Commissioners to provide for the control, destruction or removal of inflammable brush, weeds, trash, grass and other nuisances which constitute fire hazards, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of cosmetic art, with a favorable report.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment, with a favorable report, as amended.

S. B. 508, a bill to give parents of a child legitimated under the law all legal privileges and parental rights as if such child had been born in lawful wedlock, with a favorable report.

S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify milk commission law, with a favorable report.

H. B. 923, a bill amending Chapter 122 of the Session Laws of 1963 relating to the planning and zoning powers of the town of Carrboro, with a favorable report.

H. B. 981, a bill to amend General Statutes 136-19 relating to acquiring of land and deposits of materials, condemnation proceedings, and Federal parkways, with a favorable report.

By Senator James, for the Committee on Public Health:

H. B. 871, a bill to amend Article 8, Chapter 90 of the General Statutes relating to chiropractic, with a favorable report.

-By Senator Morgan of Harnett, for the Committee on Public Welfare:

H. B. 121, a bill to amend General Statutes 110-29 of Article 2 of Chapter 110 of the General Statutes relating to juvenile courts, with a favorable report.

H. B. 580, a bill to amend General Statutes 110-31 of Article 2 of Chapter 110 of the General Statutes to provide that the chief probation officer of a domestic relations and juvenile court shall have supervision of probation services instead of county director of public welfare, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Scott and White: S. B. 546, a bill to provide funds for the employment of additional personnel for the medical care and treatment of patients in State institutions.

Referred to Committee on Appropriations.

By Senator Strong: S. B. 547, a bill to amend Article 3A, Section 136-66.1(1) of the General Statutes to provide a policy of perimeter highways for all U. S. routes in those cities of more than 50,000 population.

Referred to Committee on Public Roads.



By Senator Morgan of Harnett: S. B. 548, a bill to amend Section 153-266.9 of the General Statutes of North Carolina relating to county subdivision regulations by making the same applicable to Harnett County.

Referred to Committee on Judiciary No. 1.

By Senators Hamilton and Gurganus: S. B. 549, a bill to appropriate certain funds to the State Hospitals Board of Control for use in the alcoholic rehabilitation program.

Referred to Committee on Appropriations.

By Senator White: S. B. 550, a bill to prohibit destruction of records of standing committees of the General Assembly without giving notice or securing permission of the chairman.

Referred to Committee on Judiciary No. 1.

By Senators White, Stone and Williams: S. B. 551, a bill to amend an act of the General Assembly of 1963, designated as S. B. 3 and ratified February 14, 1963, for the purpose of creating a criminal offense for a violation of the rules and regulations of the Legislative Building Governing Commission.

Referred to Committee on Judiciary No. 1.

By Senators Garriss and Martin: S. B. 552, a bill to provide that Superior Court Judges may order costs of transcripts in non-capital felony cases to be paid by the county.

Referred to Committee on Judiciary No. 2.

By Senators Yow and Walton: S. B. 553, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to beer shipped through North Carolina ports for consumption beyond the territorial limits of the State.

Referred to Committee on Finance.

By Senator Yow: S. B. 554, a bill amending Sections 153-111 and 160-398 of the General Statutes relating to destruction of paid bonds and coupons of counties and municipalities.

Referred to Committee on Finance.

By Senator Aydlett: S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 518, a bill to provide for election of members of the Raleigh City School Administrative Unit and to fix their terms of office.

Referred to Committee on Education.

H. B. 613, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property.

Referred to Committee on State Government.

H. B. 668, a bill to amend General Statutes 136-29 relating to contractors' claims against the North Carolina State Highway Commission.

Referred to Committee on Judiciary No. 2.

H. B. 905, a bill to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of revenue bonds.

Referred to Committee on Finance.

H. B. 944, a bill authorizing investment and disposition of proceeds of preferred railroad stock held by Windsor Township in Bertie County.

Referred to Committee on Local Government.

H. B. 985, a bill extending the corporate limits of the town of Havelock and extending the jurisdiction of Havelock policemen.

Referred to Committee on Local Government.

H. B. 992, a bill to revise and consolidate the charter of the town of Micro, North Carolina.

Referred to Committee on Local Government.

H. B. 997, a bill to incorporate the town of Tar Heel in Bladen County, North Carolina.

Referred to Committee on Local Government.

H. B. 1026, a bill to include Cumberland County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 812, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered enrolled.

H. B. 879, a bill to revise and consolidate the charter of the town of Madison, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered enrolled.

H. B. 883, a bill authorizing the county of Rockingham to establish an airport authority for the purpose of acquiring lands, constructing and operating a county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered enrolled.

H. B. 891, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, Rockingham County, so as to re-define the corporate limits of said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered enrolled.

H. B. 896, a bill to extend the corporate limits of the town of Farmville in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered enrolled.

S. B. 519, a bill amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as "Water Supply Act of 1958", upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

S. B. 540, a bill permitting Harnett County to authorize bonds for school purposes in the maximum aggregate principal amount of four million five hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland,

Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

#### SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President of the Senate lays before the Senate the Special Order of the day, it being Committee substitute for S. B. 13, a bill to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes.

Upon the adoption of the amendment offered by him on Friday, May 24, 1963, Senator Jordan calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 12, noes 35, as follows:

Those voting in the affirmative are: Senators Belk, Crew, Hamilton, Hatcher, Hollowell, Jordan, Kirby, Midgett, Shelton, Simmons, Snow, Williams—12.

Those voting in the negative are: Senators Aydtlett, Bailey, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hanes, Harrington, Humber, James, Johnson, Johnston, Jolly, Jones, Long, MacLean, Martin, Meares, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Stikeleather, Story, Strong, Walton, Warren, White, Yates, Yow—35.

The following pair is announced: Senators Whitley "aye", Horton "no".

Senator Shelton offers an amendment which fails of adoption.

Senator Strong offers an amendment which fails of adoption.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 499, a bill to amend General Statutes 58-63(3) relating to the schedule of fees and charges of the Commissioner of Insurance, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—46.

The bill is ordered sent to the House of Representatives.

S. B. 6, a bill to establish the Senatorial districts of the State and to make the apportionment of members of the Senate.

Upon motion of Senator Williams, action on the bill is postponed until Thursday, May 30, 1963, and is made a Special Order of the day.

Committee substitute for S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington,

Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

Committee substitute for S. B. 360, a bill to amend General Statutes 58-77 relating to the amount of capital and/or surplus required of insurance companies.

Passes its second and third readings and is ordered sent to the House of Representatives.

Committee substitute for S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

Senator James offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Crew to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 533, a bill to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 663, a bill to create a legislative council in North Carolina.

Upon motion of Senator Clark, action on the bill is postponed until Wednesday, May 29, 1963.

H. B. 788, a bill to amend General Statutes 113-216 so as to prohibit the removal or defacing of signs marking oyster bed leases.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 804, a bill to amend Article 30 of Chapter 143 of the General Statutes relating to the John H. Kerr Reservoir Development Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 463, a bill relating to the license tax on the wholesale oleomargarine.

Upon motion of Senator Jordan, the bill is laid upon the Table.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### NINETY-SEVENTH DAY

SENATE CHAMBER,  
Wednesday, May 29, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Paul Edwards, Pastor of the Methodist Church, Troy, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the Honorable Dereck Day, First Secretary of the British Embassy in Washington, D. C.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of Our Lady of Lourdes School of Wake County.

Upon motion of Senator Humber, the courtesies of the galleries are extended to J. W. Joyner and G. C. Elks of Pitt County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the Washington School of Wake County.

Upon motion of Senator Shelton, the courtesies of the galleries are extended to Mr. and Mrs. R. P. Cherry of Edgecombe County.

Upon motion of Senator Clark, the courtesies of the galleries are extended to Mrs. Hoyle, Mrs. Cornwell, Mrs. Aderholt, Mrs. Kiser, Mrs. Warlick, Mrs. Houser and twenty-eight Girl Scouts of Lincoln County.

Upon motion of Senators Hamilton, Humber and White, the courtesies of the galleries are extended to former Senator William F. Ward of Craven County.

Senator White moves that a Calendar Committee be appointed and that all bills except bills pending in the Finance and Appropriations Committees which are not reported by Thursday, June 6, 1963, be referred to the Calendar Committee for further Committee action; and further that bills pending in the Committees on Finance and Appropriations which are not reported by Tuesday, June 11, 1963, be also referred to the Calendar Committee for further action.

Upon motion of Senator Johnson, H. B. 905, a bill to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of Revenue Bonds, is taken from the Committee on Finance and re-referred to the Committee on Public Roads.

Upon motion of Senator Aydlett, S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way, is taken from the Committee on Counties, Cities and Towns and re-referred to the Committee on Judiciary No. 2.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 596, a joint resolution inviting the Sixth Biennial Apprenticeship and Training Conference of the Middle Atlantic States to meet in North Carolina.

S. B. 8, an act to provide for the establishment of a program of medical assistance for the aged and other groups in North Carolina.

S. B. 83, an act to make it clear that physicians and surgeons are authorized to perform certain operations upon the reproductive organs of certain persons when requested to do so; to prescribe the consent which shall be required to be given for the performance of such operations, the time within which the same may be performed, and the conditions which shall be complied with; and to provide for exemption from liability for the non-negligent performance of such operations.

S. B. 167, an act relating to the taxation of production credit associations.

S. B. 436, an act permitting Cabarrus County to authorize bonds for school purposes in the maximum aggregate principal amount of six million dollars notwithstanding the limitation of debt for such purposes in the county finance act.

H. B. 455, an act to prohibit the unauthorized cutting, digging, removal or transportation of certain ornamental plants and trees.

H. B. 477, an act to amend the Workmen's Compensation Act, regarding benefits, and to whom benefits are payable.

H. B. 662, an act relating to the nomination of members of the board of county commissioners of Brunswick County.

H. B. 664, an act to amend General Statutes 160-340 to provide for the election of a mayor for the town of Selma by the qualified voters of the town of Selma, North Carolina.

H. B. 708, an act to create the Historic Swansborough Commission for the purpose of the acquisition, repair and maintenance of historic sites in the town of Swansboro and the county of Onslow.

H. B. 711, an act authorizing the board of county commissioners of Ashe County to levy a special tax for the construction of a school building for a consolidated school district in said county.

H. B. 759, an act to revise and consolidate the charter of the town of Ahoskie.

H. B. 769, an act to amend General Statutes 20-116 and General Statutes 20-118 relating to the height, length and gross weight of vehicles.

H. B. 787, an act to provide that the laws and regulations regarding the culling of oysters shall apply to the waters of New River and its tributaries, and to fix the size limit for oysters in the waters of Queen Creek in Onslow County.

H. B. 804, an act to amend Article 30 of Chapter 143 of the General Statutes relating to the John H. Kerr Reservoir Development Commission.

H. B. 812, an act to amend Article 3 of Chapter 158 of the General Statutes, relating to tax elections for industrial development purposes, so as to make the same applicable to Warren County.

H. B. 828, an act to increase the number of county commissioners in Davie County from three to five and to provide for staggered terms of office.

H. B. 830, an act authorizing the county commissioners of Vance County to appoint a tax supervisor and tax collector and to combine the duties of such officers.

H. B. 832, an act to authorize Yancey County to levy certain special taxes.

H. B. 843, an act to amend Article 22 of Chapter 14 of the General Statutes relating to the setting of forest fires and burning permits in forested areas.

H. B. 848, an act relating to the terms of office of the county commissioners of Avery County.

H. B. 869, an act to change the name and style of the town of Roxboro to the city of Roxboro and to designate the governing body thereof as the city council.

H. B. 870, an act to amend the charter of the town of Morganton, changing the corporate name thereof to city of Morganton.

H. B. 872, an act to repeal Chapter 590 of the Public-Local Laws of 1919 relating to deposit of county funds in the banks of Jackson County.

H. B. 883, an act authorizing the county of Rockingham to establish an airport authority for the purpose of acquiring lands, constructing and operating a county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 891, an act to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, Rockingham County, so as to re-define the corporate limits of said town.

H. B. 896, an act to extend the corporate limits of the town of Farmville in Pitt County.

H. B. 915, an act relating to the employment of persons to assist the tax supervisor in Buncombe County.

H. B. 965, an act to amend General Statutes 14-335 relating to public drunkenness so as to include Iredell County.

H. B. 982, an act to authorize desk sergeants in the city of Henderson Police Department to issue warrants.

H. B. 983, an act to repeal the charter of the town of Townsville in Vance County, the same being Chapter 377 of the Private Laws of 1915.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

S. B. 504, a bill authorizing and empowering the governing body of the city of Durham to compensate Southern Repair Service, Inc., for damages inflicted upon its property at 1102 Angier Avenue in the city of Durham as a result of police action in apprehending an escaped convict then in said premises, with a favorable report.

H. B. 1010, a bill to amend the charter of the town of Cove City in Craven County so as to provide for the marking of ballots in municipal elections, with a favorable report.

By Senator Jolly, for the Committee on Courts and Judicial Districts:

H. B. 1028, a bill to provide for the appointment, salary, and duties of an assistant solicitor for the fourteenth-A solicitorial district to assist in the prosecution of the criminal docket in the Superior Court of Mecklenburg County, with a favorable report.

S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 375, a bill to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina, with a favorable report.

H. B. 847, a bill to amend Chapter 86 of the Private Laws of 1925 to remove from the charter of the town of Crossnore in Avery County the requirement of voter approval of tax levies by said town, with a favorable report.

H. B. 946, a bill to extend the time of payment of certain assessments to the town of Ahoskie, with a favorable report.

H. B. 931, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 23, 25 and 27 thereof to change the designation "city auditor" to "director of finance" wherever appearing in said chapter, with a favorable report.



By Senator Humber, for the Committee on Higher Education:

Committee substitute for Committee substitute for S. B. 252, a bill to prohibit the procurement of academic credit through fraudulent use of work other than that of the student, with an unfavorable report as to Committee substitute, favorable report as to Committee substitute for the Committee substitute.

S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia, with a favorable report.

Upon motion of Senator Humber, the bill is re-referred to the Committee on Appropriations.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 160, a bill to provide for speed governors, speed warning devices and maximum speed reading indicators on new motor vehicles registered in this State and manufactured, assembled, or sold after September 1, 1964, with an unfavorable report.

S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact, with a favorable report, as amended.

S. B. 229, a bill to enact the Interstate Driver License Compact, with a favorable report.

S. B. 518, a bill to amend General Statutes 20-141 to clarify the authority of the State Highway Commission and local municipal authorities to fix speed limits on their respective streets and highways, with a favorable report.

By Senator Jordan, for the Committee on Insurance:

S. B. 537, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part, with a favorable report.

H. B. 737, a bill to amend Chapter 77 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, with a favorable report, as amended.

By Senator Long, for the Committee on Interstate and Federal Relations:

H. B. 225, a bill to enact the Southern Interstate Nuclear Compact, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 419, a bill to amend General Statutes 105-296.1 so as to increase the payment to counties in which State-owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold, with a favorable report, as amended.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

H. B. 443, a bill to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Brantley, for the Committee on Penal Institutions:

H. B. 1022, a bill to amend General Statutes 148-45, relating to escape by conditionally and temporarily released prisoners, with a favorable report.

By Senator Johnston, for the Committee on Retirement, Employment Security:

S. B. 234, a bill to allow wildlife protectors to transfer membership in the Teachers' and State Employees' Retirement System to the Law Enforcement Officers' Benefit and Retirement Fund, with an unfavorable report.

S. B. 469, a bill to establish a retirement system for the North Carolina State Highway Patrol, with an unfavorable report.

S. B. 544, a bill to amend General Statutes 143-166 relating to benefits payable from the Law Enforcement Officers' Benefit and Retirement Fund, with a favorable report.

S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina, with a favorable report.

Upon motion of Senator Johnston, the bill is re-referred to the Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Johnson: S. B. 556, a bill to rewrite Chapter 794 of the Session Laws of 1961 relating to the exercise of the power of eminent domain in small watershed improvement programs, as the same applies to Iredell County.

Referred to Committee on Conservation and Development.

By Senator Belk: S. B. 557, a bill to amend General Statutes 105-164.14 so as to clarify the requirement that the Commissioner of Revenue make refunds of sales and use taxes to hospitals and medical accommodations operated by an authority created under the Hospital Authorities Law.

Referred to Committee on Finance.

By Senator Belk: S. B. 558, a bill to grant additional authority to the city of Charlotte to regulate public solicitations for charitable and similar causes.

Referred to Committee on Local Government.

By Senator Belk: S. B. 559, a bill to authorize the city of Charlotte to make and enter into service contracts extending over a term of years for the disposal of municipal refuse.

Referred to Committee on Local Government.

By Senator Belk: S. B. 560, a bill to amend the charter of the city of Charlotte relative to condemnation procedures.

Referred to Committee on Local Government.

By Senators White, Morgan of Cleveland, Seay and Johnson: S. R. 561, a Senate resolution inviting the Honorable Luther H. Hodges, former Governor of North Carolina, to address the Session of the Senate at 11:30 a.m., May 30, 1963.

Upon motion of Senator White, the resolution is taken up for immediate consideration and is adopted.

The President appoints as a Committee on the part of the Senate, Senators Saunders, Currie and Long, to escort Honorable Luther H. Hodges, now United States Secretary of Commerce, to the dais.

By Senator Hanes: S. B. 562, a bill to repeal Section 106-235 of the General Statutes relative to licenses to sell oleomargarine.

Referred to Committee on Agriculture.

By Senator Hanes: S. B. 563, a bill making it unlawful to interfere or abuse any law enforcement officer while in the discharge of his duties in Forsyth County.

Referred to Committee on Judiciary No. 1.

By Senator Hanes: S. B. 564, a bill to amend General Statutes 153-4 so as to provide for the election of members of the board of commissioners of Forsyth County on a staggered term basis.

Referred to Committee on Election Laws and Legislative Representation.

By Senators Strong and Story: S. B. 565, a bill to amend General Statutes 160-463 and 160-470 to provide that there shall be a referendum vote of the qualified electors in a municipality before a redevelopment plan may be approved or funds appropriated or taxes levied for the work of a redevelopment commission.

Referred to Committee on Election Laws and Legislative Representation.

By Senator Strong: S. B. 566, a bill to amend Chapter 160, Section 456 of the General Statutes of North Carolina so as to exempt the municipalities within Guilford County from the operation of a portion thereof.

Referred to Committee on Judiciary No. 2.

By Senator Saunders: S. B. 567, a bill to appropriate \$18,500.00 to the Department of Conservation and Development for the use of a Division of State Parks in establishing and maintaining Weymouth Woods-Sandhills Nature Preserve at Southern Pines in Moore County.

Referred to Committee on Appropriations.

By Senator Martin: S. B. 568, a bill to authorize the sheriff of Northampton County to appoint an additional fulltime deputy sheriff.

Upon motion of Senator Martin, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Morgan of Harnett and Martin: S. B. 569, a bill to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity.

Referred to Committee on Mental Institutions.

By Senators Mills and Seay: S. B. 570, a bill to supplement the salaries of State employees.

Referred to Committee on Appropriations.

By Senators Gurganus and Clark: S. B. 571, a bill to amend Chapter 148 of the General Statutes of North Carolina relating to the State Prison System.

Referred to Committee on Penal Institutions.

By Senator Hatcher: S. B. 572, a bill relating to marketing practices in the baking industry.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 126, a bill to validate certain conveyances by married women of their separate property.

Referred to Committee on Judiciary No. 1.

H. B. 945, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to wreckers.

Referred to Committee on Public Roads.

H. B. 974, a bill to authorize the board of county commissioners of Carteret County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Carteret County.

Referred to Committee on Local Government.

H. B. 1058, a bill to revise and modify the charter of the city of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following special messages from the House of Representatives are received:

HOUSE OF REPRESENTATIVES,  
Wednesday, May 29, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 525, "a bill to be entitled an act to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County."

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Martin, the bill is ordered returned to the House of Representatives and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,  
Tuesday, May 28, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 359, "a bill to be entitled an act to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court," and requests conferees. Mr. Speaker Blue has appointed Representatives Hicks and Taylor on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as a conferee on the part of the Senate Senator Morgan of Harnett, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,  
Tuesday, May 28, 1963.

*Mr. President:*

Pursuant to your request we are returning S. B. 498, "a bill to be entitled an act to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkins, Inc., across Yadkin

River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this Act", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Williams, the vote by which the bill passed its third reading is reconsidered, and upon his motion the bill is re-referred to the Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 540, a bill permitting Harnett County to authorize bonds for school purposes in the maximum aggregate principal amount of four million five hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

S. B. 539, a bill relating to a retirement system for Wayne County employees, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 489, a bill to provide for the nomination and election of the county board of education of Brunswick County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 509, a bill to provide for the nomination and election of the board of county commissioners of Carteret County.

The amendment offered by the Committee is adopted.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 923, a bill amending Chapter 122 of the Session Laws of 1963 relating to the planning and zoning powers of the town of Carrboro.

Passes its second and third readings and is ordered enrolled.

H. B. 951, a bill to amend Chapter 794 of the Session Laws of 1961 concerning the exercise of the power of eminent domain in small watershed improvement programs in McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1000, a bill to amend General Statutes 153-9(52) relating to county building inspectors so as to make New Hanover County subject to the provisions of said Act.

Passes its second and third readings and is ordered enrolled.

H. B. 1039, a bill to authorize the Cumberland County Board of Commissioners to provide for the control, destruction or removal of inflammable brush, weeds, trash, grass and other nuisances which constitute fire hazards.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

Committee substitute for S. B. 15, a bill to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Walton, Warren, White, Whitley, Williams, Yates—41.

Those voting in the negative are: Senators Strong—1.

The bill is ordered sent to the House of Representatives.

S. B. 519, a bill amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as "Water Supply Act of 1958", upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long,

Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives.

S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband.

Upon motion of Senator Crew, action on the bill is postponed until tomorrow, Thursday, May 30, 1963.

S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of cosmetic art, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 32, noes 9, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, Martin, Meares, Mills, Morgan of Harnett, Propst, Scott, Snow, Stikeleather, Story, Strong, Warren—32.

Those voting in the negative are: Senators Hanes, Midgett, Morgan of Cleveland, Simmons, White, Whitley, Williams, Yates, Yow—9.

S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify Milk Commission Law.

Senator Garriss offers an amendment, held not to be material, which is adopted.

Upon motion of Senator Simmons, action on the bill, as amended, is postponed until Thursday, May 30, 1963.

H. B. 871, a bill to amend Article 8, Chapter 90 of the General Statutes relating to chiropractic, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

Committee substitute for S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

The bill, as amended, passes its third reading and is ordered engrossed.

S. R. 155, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

Senator Warren offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

Senator Aydlett offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

S. B. 508, a bill to give parents of a child legitimated under the law all legal privileges and parental rights as if such child had been born in lawful wedlock.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 530, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Passes its second and third readings and is ordered sent to the House of Representatives

H. B. 121, a bill to amend General Statutes 110-29 of Article 2 of Chapter 110 of the General Statutes relating to juvenile courts.

Passes its second and third readings and is ordered enrolled.

H. B. 580, a bill to amend General Statutes 110-31 of Article 2 of Chapter 110 of the General Statutes to provide that the chief probation officer of a domestic relations and juvenile court shall have supervision of probation services instead of county director of public welfare.

Passes its second and third readings and is ordered enrolled.

H. B. 620, a bill to amend General Statutes 153-9(47) as the same appears in the 1961 Cumulative Supplement, so as to permit the county boards of health to examine and instruct employees of contractors on sanitary regulations pertaining to plumbing.

The amendment offered by the Committee is adopted.

Upon motion of Senator Jolly, the bill and its amendments are laid upon the Table.

S. B. 506, a bill relating to the appointment of a deputy secretary of the Local Government Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 663, a bill to create a legislative council in North Carolina.

Upon motion of Senator Johnson, action on the bill is postponed until Thursday, May 30, 1963.



H. B. 981, a bill to amend General Statutes 136-19 relating to acquiring of land and deposits of materials, condemnation proceedings, and Federal parkways.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 11:30 o'clock.

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### NINETY-EIGHTH DAY

SENATE CHAMBER,

Thursday, May 30, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator MacLean, the Courtesies of the galleries are extended to Mr. Cooper Cass and Mr. H. D. Harrison of Robeson County.

Upon motion of Senator Meares, the courtesies of the galleries are extended to Mr. and Mrs. B. A. Powell of Columbus County and their children, Sarah Ann, Bill and Alex Powell are made honorary pages of the Senate.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to former Senator Albert Canipe of Yancey County.

Upon motion of Senator Hatcher, the courtesies of the galleries are extended to Mrs. John M. Waters, Hope Dean Waters, and Mrs. Morene McCurry, all of Burke County, and Wanda Elaine McCurry, daughter of Mrs. Morene McCurry, is made an honorary page of the Senate.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to Mr. and Mrs. Marvin S. Simmons, mother and father of Senator Simmons, and his aunt and uncle Mr. and Mrs. Leon J. Simmons of Duplin County.

Upon motion of Senator Bailey, the courtesies of the floor are extended to former Representative, now Judge J. Frank Huskins of Yancey County.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to Mrs. L. L. Nordan, Mrs. H. M. Barbour and Mrs. W. B. Wickham of Johnston County.

Upon motion of Senator Propst, the courtesies of the galleries are extended to Mrs. Clyde Propst, wife of Senator Propst of Cabarrus County, and Mr. and Mrs. Wade J. Cook, also of Cabarrus County.

Upon motion of Senator Story, the courtesies of the floor are extended to former Senator H. P. Eller of Wilkes County.

Upon motion of Senator Jones, the courtesies of the galleries are extended to Charles Morgan of Rutherford County.

The President recognizes Senator Saunders who escorts Honorable Luther H. Hodges, former Governor and now United States Secretary of Commerce, to the dais, and Secretary Hodges addresses the Senate.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 428, an act to permit the use and sale of caps in cap pistols in Iredell County.

S. B. 417, an act to fix the salaries of the board of commissioners of the town of Mount Airy.

H. B. 121, an act to amend General Statutes 110-29 of Article 2 of Chapter 110 of the General Statutes relating to juvenile courts.

H. B. 232, an act to amend Article 20, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

H. B. 580, an act to amend General Statutes 110-31 of Article 2 of Chapter 110 of the General Statutes to provide that the chief probation officer of a domestic relations and juvenile court shall have supervision of probation services instead of county director of public welfare.

H. B. 755, an act relating to the administration of estates of persons domiciled in North Carolina at the time of death.

H. B. 879, an act to revise and consolidate the charter of the town of Madison.

H. B. 923, an act amending Chapter 122 of the Session Laws of 1963 relating to the planning and zoning powers of the town of Carrboro.

H. B. 951, an act to amend Chapter 794 of the Session Laws of 1961 concerning the exercise of the power of eminent domain in small watershed improvement programs in McDowell County.

H. B. 981, an act to amend General Statutes 136-19 relating to acquiring of land and deposits of materials, condemnation proceedings, and federal parkways.

H. B. 1000, an act to amend General Statutes 153-9(52) relating to county building inspectors so as to make New Hanover County subject to the provisions of said act.

H. B. 1039, an act to authorize the Cumberland County Board of Commissioners to provide for the control, destruction or removal of inflammable brush, weeds, trash, grass and other nuisances which constitute fire hazards.

## ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

Committee substitute for S. R. 155, a joint resolution providing for the appointment of a Commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution.

Committee substitute for S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

S. B. 509, a bill to provide for the nomination and election of the board of county commissioners of Carteret County.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Whitley, for the Committee on Agriculture:

S. B. 233, a bill to require certain wholesale purchasers of eggs to furnish bonds to the Commissioner of Agriculture, with an unfavorable report as to bill, favorable report as to Committee substitute bill, as amended.

S. B. 562, a bill to repeal Section 106-235 of the General Statutes relative to licenses to sell oleomargarine, with a favorable report.

S. B. 501, a bill to amend certain Sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs, with a favorable report.

H. B. 862, a bill to amend General Statutes 153-9.35 $\frac{3}{4}$ , relating to farm soil conservation work, so as to make it apply to McDowell County, with a favorable report.

H. B. 825, a bill to amend Article 4, Chapter 119, Section 49 of the General Statutes of North Carolina, known as "Uniform Safety Code for the Handling of Liquefied Petroleum Gases", with a favorable report.

By Senator Walton, for the Committee on Education:

S. B. 534, a bill to amend Subchapter IX of Chapter 115 of the General Statutes of North Carolina relating to the transportation of pupils residing within a municipality, assigned to public schools within the same municipality, with a favorable report.

S. B. 543, a bill to repeal Chapters 116 and 120, Session Laws of 1961, relating to districts and election of members of the Person County Board of Education, to fix at five the number of members of the said board of education, and to provide for staggered terms, with a favorable report.

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County, with a favorable report.

H. B. 953, a bill to fix the compensation of the chairman and members of the board of education of Perquimans County, with a favorable report.

H. B. 976, a bill to amend Chapter 1073 of the 1957 Session Laws to permit the Charlotte-Mecklenburg Board of Education to contract for and pay the costs of street improvements, with a favorable report.

H. B. 1007, a bill to fix the succession and terms of office of the members of the board of education of Washington County, with a favorable report.

H. B. 1013, a bill to authorize the board of education of Pamlico County to transfer an abandoned school building in Holt's Chapel Community, Pamlico County, to the Trustees of Holt's Chapel AME Zion and Mattockville St. Stephens Baptist Churches for community purposes, with a favorable report.

H. B. 1017, a bill to provide for the merger of the Laurinburg City School Administrative Unit and the Scotland County School Administrative Unit, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

H. B. 966, a bill to provide for an election in the city of Henderson upon the question of amending the charter to establish the council-manager form of government, with a favorable report.

H. B. 994, a bill to validate the municipal election of May 6, 1963, of the town of Maxton in Robeson County, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places, with a favorable report.

S. B. 470, a bill to amend certain sections of Chapter 20 of the General Statutes of North Carolina relating to defining "Motor Vehicle Dealers", with an unfavorable report.

S. B. 471, a bill to amend General Statutes 20-286 of the General Statutes of North Carolina relating to defining "established place of business of motor vehicle dealers", with an unfavorable report.

S. B. 476, a bill to amend General Statutes 120-6 relating to the duty and privileges of members of the General Assembly to attend to the public business of the State, with an unfavorable report.

S. B. 531, a bill to amend General Statutes 1-38 relating to possession of real property under color of title, with a favorable report.

S. B. 548, a bill to amend Section 153-266.9 of the General Statutes of North Carolina relating to county subdivision regulations by making the same applicable to Harnett County, with a favorable report.

S. B. 550, a bill to prohibit destruction of records of standing committees of the General Assembly without giving notice or securing permission of the chairman, with a favorable report.

S. B. 551, a bill to amend an act of the General Assembly of 1963, designated as S. B. 3 and ratified February 14, 1963, for the purpose of creating a criminal offense for a violation of the rules and regulations of the Legislative Building Governing Commission, with a favorable report.

S. B. 563, a bill making it unlawful to interfere or abuse any law enforcement officer while in the discharge of his duties in Forsyth County, with a favorable report.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws, reported without prejudice.

H. B. 1026, a bill to include Cumberland County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this act, with a favorable report, as amended.

S. B. 552, a bill to provide that Superior Court Judges may order costs of transcripts in non-capital felony cases to be paid by the county, with a favorable report.

H. H. 657, a bill to amend General Statutes 55-52 relating to corporations, with a favorable report.

H. B. 668, a bill to amend General Statutes 136-29 relating to contractors' claims against the North Carolina State Highway Commission, with a favorable report.

By Senator Crew, for the Committee on Mental Institutions:

H. B. 710, a bill to amend Article 5 of Chapter 122 of the General Statutes of North Carolina relating to the commitment of mentally disordered persons to private institutions, with a favorable report.

H. B. 786, a bill to create a medical advisory council to the State Board of Mental Health, with a favorable report.

H. B. 797, a bill to create a council on mental retardation, with a favorable report.

By Senator Martin, for the Committee on Propositions and Grievances:

S. B. 533, a bill authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, with a favorable report, as amended.

Upon motion of Senator James, the bill is placed upon today's Calendar.

S. B. 512, a bill authorizing the establishment of a town liquor control store in the town of Lillington, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

H. B. 917, a bill authorizing the establishment of a town liquor control store in the town of Hot Springs, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

By Senator Belk, for the Committee on Public Roads:

S. B. 547, a bill to amend Article 3A, Section 136-66.1(1) of the General Statutes to provide a policy of perimeter highways for all U. S. routes in those cities of more than 50,000 population, with an unfavorable report.

H. B. 905, a bill to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of revenue bonds, with a favorable report.

H. B. 945, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to wreckers, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

S. B. 507, a bill to prohibit the possession of game birds and animals in captivity for commercial purposes, with a favorable report.

H. B. 263, a bill to prevent the taking of deer with the aid of boats, with a favorable report.

H. B. 805, a bill relating to the hunting of foxes in Granville County, with a favorable report.

H. B. 932, a bill to amend Chapter 692, Session Laws of 1955, which act prohibits the taking of beaver, by deleting the names of certain counties from the provisions of the act, with a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hatcher, Yates, Strong and Story: S. B. 573, a bill to require owners and operators of garages or repair shops to make reports on motor vehicles received for the purpose of repairs.

Referred to Committee on Highway Safety.

By Senator Yow: S. B. 574, a bill relating to punishment for violation of the revenue laws.

Referred to Committee on Judiciary No. 1.

By Senator Kirby: S. B. 575, a bill to amend Chapter 715 of the Session Laws of 1953, as amended by Chapter 836 of the Session Laws of 1959, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

Referred to Committee on Salaries and Fees.

By Senator Yates: S. B. 576, a bill to validate the request of the St. James' Protestant Episcopal Church of Hendersonville, North Carolina, for a sales and use tax refund.

Referred to Committee on Finance.

By Senator Currie: S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain nonprofit corporations or associations at private sale.

Referred to Committee on Judiciary No. 2.

By Senator Shelton: S. B. 578, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 579, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

Referred to Committee on Salaries and Fees.

By Senator Shelton: S. B. 580, a bill to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers.

Referred to Committee on Salaries and Fees.

By Senator Bailey: S. B. 581, a bill to increase the compensation of the deputy sheriffs of Mitchell County.

Referred to Committee on Salaries and Fees.

By Senator MacLean: S. B. 582, a bill for the relief of Hardy Hunt.

Referred to Committee on Appropriations.

By Senator MacLean: S. B. 583, a bill to amend Section 160-173 of the General Statutes relating to zoning regulations of municipal corporations.

Upon motion of Senator MacLean, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Humber: S. B. 584, a bill to amend the Committee substitute for House Bill 140, Senate Bill 72, enacted as Chapter 448 of the Session Laws of 1963, on the 17th day of May, 1963, relating to education beyond the high school.

Referred to Committee on Higher Education.

By Senators Strong and Story: S. R. 585, a resolution to be entitled an act to authorize a referendum vote of the qualified voters of the State of North Carolina on calling a Constitutional Convention as provided by Article XIII, Section 1, of the North Carolina Constitution.

Referred to Committee on Constitution.

By Senators White and Currie: S. B. 586, a bill to change the name of the North Carolina Orthopedic Hospital to the Miller-Roberts Orthopedic Hospital.

Referred to Committee on Local Government.

By Senator Garriss, by request: S. B. 587, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Davidson County.

Referred to Committee on Appropriations.

By Senator Hamilton: S. B. 588, a bill amending the housing authorities law to the extent of providing for approval of any housing project by a majority of the qualified electors voting on such issue prior to the development, construction or acquisition thereof by any housing authority, and to establish the procedure of conducting said election.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 425, a bill to provide financial resources to promote the growth of industry in North Carolina by amending Chapter 24 of the General Statutes to permit corporations organized for pecuniary gain to contract for borrowed funds without legislative restriction as to interest rate.

Referred to Committee on Judiciary No. 1.

H. B. 527, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

Referred to Committee on Highway Safety.

H. B. 1020, a bill to amend Section 3 of Chapter 540, Session Laws of 1953.

Referred to Committee on Counties, Cities and Towns.

H. B. 1031, a bill relating to the recorder's court for White Oak, Buckhorn, Cedar Fork and Leesville Townships at Apex, Wake County.

Referred to Committee on Local Government.

H. B. 1130, a bill to amend Chapter 113 of the General Statutes of North Carolina relating to fox hunting in Beaufort County.

Referred to Committee on Wildlife.

H. R. 1166, a joint resolution honoring the memory of Jon Garwood Speaks.

The resolution is placed upon the Calendar.

H. B. 1035, a bill to amend Subchapter III of Chapter 156 of the General Statutes relating to drainage districts as it relates to notice of hearings and letting of contract; types of bonds and notes; sinking fund; treasurer; auditor; superintendent of construction; recording of bonds and notes.

Referred to Committee on Judiciary No. 2.

H. B. 1056, a bill to permit the city of Durham and Durham County to supplement the retirement allowances of certain city and county employees.

Referred to Committee on Local Government.

H. B. 1057, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 21 and 24 to authorize the city council to appoint an acting city clerk and an acting city treasurer, and defining their authority.

Referred to Committee on Local Government.

H. B. 1085, a bill to amend General Statutes 160-227.1 relating to regulation of subdivisions by making the same applicable to Durham County.

Referred to Committee on Local Government.

H. B. 1091, a bill to include Davidson County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Referred to Committee on Local Government.

H. B. 1107, a bill to increase from \$1.00 to \$1.25 the costs to be assessed in criminal cases in Vance County in behalf of the Vance County Peace Officers' Relief Association.

Referred to Committee on Salaries and Fees.

H. B. 1175, a bill to authorize Martin County or any municipality located therein to accept Federal grants made pursuant to Public Law 87-658, 87th Congress.

Upon motion of Senator Gurganus, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one Administrative Board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County, upon third reading.

Senator Propst offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, Johnston, Jolly, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—42.

The bill is ordered engrossed.

S. B. 539, a bill relating to a retirement system for Wayne County employees, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington,



Hatcher, Hollowell, Humber, Johnston, Jolly, Jordan, Kirby Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—42.

The bill is ordered sent to the House of Representatives.

H. B. 847, a bill to amend Chapter 86 of the Private Laws of 1925 to remove from the charter of the town of Crossnore in Avery County the requirement of voter approval of tax levies by said town, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, Johnston, Jolly, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—42.

S. B. 533, a bill authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors.

Upon motion of Senator Garriss, the bill is re-referred to the Committee on Appropriations.

S. B. 504, a bill authorizing and empowering the governing body of the city of Durham to compensate Southern Repair Service, Inc., for damages inflicted upon its property at 1102 Angier Avenue in the city of Durham as a result of police action in apprehending an escaped convict then in said premises.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 537, a bill to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 931, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 23, 25 and 27 thereof to change the designation "city auditor" to "director of finance" wherever appearing in said Chapter.

Passes its second and third readings and is ordered enrolled.

H. B. 946, a bill to extend the time of payment of certain assessments to the town of Ahoskie.

Passes its second and third readings and is ordered enrolled.

H. B. 1010, a bill to amend the charter of the town of Cove City in Craven County so as to provide for the marking of ballots in municipal elections.

Passes its second and third readings and is ordered enrolled.

H. B. 1028, a bill to provide for the appointment, salary, and duties of an assistant solicitor for the Fourteenth-A Solicitorial District to assist in the prosecution of the criminal docket in the Superior Court of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being Committee substitute for S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, upon second reading.

The substitute bill offered by the Committee is adopted.

Senator Currie offers an amendment.

Upon the adoption of the amendment, Senator Currie calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 19, noes 29, as follows:

Those voting in the affirmative are: Senators Belk, Clark, Currie, Forsyth, Hanes, Hatcher, Hollowell, Johnson, Johnston Jordan, Long, MacLean, Martin, Morgan of Cleveland, Saunders, Stikeleather, Story, Strong, Warren—19.

Those voting in the negative are: Senators Aydlett, Bailey, Brantley, Crew, Garriss, Gurganus, Hamilton, Harrington, Humber, James, Jolly, Jones, Kirby, Meares, Midgett, Mills, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Walton, White, Whitley, Williams, Yates, Yow—29.

Senator Belk offers an amendment.

Upon motion of Senator Morgan of Cleveland, the amendment is laid upon the Table.

Senator White offers an amendment which is adopted.

Senator Strong offers an amendment.

Upon motion of Senator Jolly, the amendment is laid upon the Table.

The bill, as amended, passes its second reading by roll call vote, ayes 35, noes 13, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hollowell, Humber, James, Johnson, Johnston, Jolly, James, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Walton, Warren, White, Whitley, Williams, Yates, Yow—35.

Those voting in the negative are: Senators Belk, Clark, Currie, Hanes, Hatcher, Jordan, Long, MacLean, Morgan of Cleveland, Saunders, Stikeleather, Story, Strong—13.

Upon objection of Senator Currie to its third reading, the bill, as amended, remains upon the Calendar, and is made a Special Order of the day for Tuesday, June 4, 1963.

CONFEREES REPORT

Senator Belk, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon H. B. 62, a bill to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title, submits the following report:

To the President of the Senate and the Speaker of the House of Representatives:

We, your Conference Committee appointed to consider and resolve the differences arising between the two bodies on H. B. 62, an act to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title, beg leave to report as follows:

We regret our inability to agree.

We respectfully request to be discharged.

IRWIN BELK,  
JIMMY V. JOHNSON,  
JOHN R. JORDAN, JR.,  
*Conferees for the Senate.*

J. PAUL WALLACE,  
FRED F. BAHNSON, JR.,  
THOMAS H. WOODARD,  
*Conferees for the House of  
Representatives.*

Upon motion of Senator Belk, the Conference report is adopted and by adoption of said report the Conferees are discharged.

The President appoints as new Conferees on the part of the Senate, Senators Belk, Johnson and Jordan, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator White, the Senate recesses to meet this afternoon at 3:40 o'clock.

#### AFTERNOON SESSION

SENATE CHAMBER,  
Thursday, May 30, 1963.

The Senate meets pursuant to recess, and is called to order by the President of the Senate T. Clarence Stone.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Hatcher, for the Committee on Highway Safety:

Committee substitute for H. B. 527, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Midgett: S. B. 589, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties.

Referred to Committee on Finance.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Thursday, May 30, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House of Representatives has adopted the conference report on H. B. 62, "a bill to be entitled an act to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title," which report provides for a discharge of the conferees upon their inability to agree and by adoption of this report, the conferees heretofore appointed have been discharged.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 363, a bill to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—40.

The bill is ordered sent to the House of Representatives.

S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of cosmetic art, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—40.

The bill is ordered sent to the House of Representatives.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment, upon third reading.

Senator Hanes offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—40.

The bill is ordered engrossed.

H. B. 871, a bill to amend Article 8, Chapter 90 of the General Statutes relating to chiropractic, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Williams, Yates, Yow—40.

The bill is ordered enrolled.

S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Yates, Yow—43.

The bill is ordered sent to the House of Representatives.

S. B. 375, a bill to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Yates, Yow—43.

S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to other wise clarify Milk Commission Law, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Yates, Yow—43.

H. B. 737, a bill to amend Chapter 77 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Jones, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Yates, Yow—43.

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

Upon motion of Senator Long, the vote by which the bill passed its second reading is reconsidered.

Upon motion of Senator Aydlett, the vote by which the amendment offered by him May 29, 1963 was adopted is reconsidered and upon his motion the amendment is laid upon the Table.

Senator Morgan of Harnett offers an amendment which fails of adoption.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact.

The amendment offered by the Committee is adopted.

Upon motion of Senator Meares, action on the bill is postponed until tomorrow Friday, May 31, 1963.

S. B. 229, a bill to enact the Interstate Driver License Compact.

Upon motion of Senator Jordan, action on the bill is postponed until tomorrow Friday, May 31, 1963.

Committee substitute for S. B. 252, a bill to prohibit the procurement of academic credit through fraudulent use of work other than that of the student.

The substitute bill for the Committee substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

Senator Simmons offers an amendment.

Upon motion of Senator White, action on the bill and amendment is postponed until tomorrow Friday, May 31, 1963.

S. B. 419, a bill to amend General Statutes 105-296.1 so as to increase the payment to counties in which State owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 465, a bill to extend the authority for appointment of Special Judges of the Superior Court.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Shelton to its third reading, the bill remains upon the Calendar.

S. B. 518, a bill to amend General Statutes 20-141 to clarify the authority of the State Highway Commission and local municipal authorities to fix speed limits on their respective streets and highways.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 544, a bill to amend General Statutes 143-166 relating to benefits payable from the Law Enforcement Officers' Benefit and Retirement Fund.

Upon motion of Senator Yow, action on the bill is postponed until Monday, June 3, 1963.

H. B. 225, a bill to enact the Southern Interstate Nuclear Compact.

Upon motion of Senator Warren, the bill is laid upon the Table.

H. B. 443, a bill to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 663, a bill to create a legislative council in North Carolina.

Senator Scott moves that the bill be laid upon the Table.

The motion fails to prevail.

Upon motion of Senator Clark, action on the bill is postponed until tomorrow Friday, May 31, 1963.

H. B. 1022, a bill to amend General Statutes 148-45, relating to escape by conditionally and temporarily released prisoners.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of the memory of the North Carolina Service Men who have died in the service of their country, to meet tomorrow morning at 9:30 o'clock.

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### NINETY-NINTH DAY

SENATE CHAMBER,  
Friday, May 31, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Senator Hamilton.

Senator Gurganus for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Whitley, the courtesies of the galleries are extended to the teachers and the students of the Kenly School of Johnson County.

Upon motion of Senator Strong, the courtesies of the floor are extended to former United States Senator Honorable William Knowland of California.

Upon motion of Senator Humber, the courtesies of the galleries are extended to Mrs. M. D. Yelverton of Pitt County, and her son Mercer Yelverton, Jr., is made an honorary page of the Senate.

Upon motion of Senator Jones, the courtesies of the galleries are extended to G. Harry Wilson of Rutherford County.

The President grants leave of absence to Senators Stikeleather and Hanes for Monday, June 3, 1963.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 362, an act to amend Chapter 1132 of the Session Laws of 1957 relating to the salaries of coroners in Wake County.

S. B. 458, an act authorizing the establishment of a town liquor control store in the town of Valdese, Burke County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

S. B. 500, an act requiring that all deeds, deeds of trust, mortgages, or other conveyances conveying real estate accepted for probate and registration in Harnett County shall show thereon the source of the title.

H. B. 533, an act to amend General Statutes 130-126 relating to the election and terms of office of sanitary district boards.

H. B. 788, an act to amend General Statutes 113-216 so as to prohibit the removal or defacing of signs marking oyster bed leases.

H. B. 871, an act to amend Article 8, Chapter 90 of the General Statutes relating to chiropractic.

H. B. 931, an act to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 23, 25, and 27 thereof to change the designation "city auditor" to "director of finance" wherever appearing in said charter.

H. B. 946, an act to extend the time of payment of certain assessments to the town of Ahoskie.

H. B. 1010, an act to amend the charter of the town of Cove City in Craven County so as to provide for the marking of ballots in municipal elections.

H. B. 1028, an act to provide for the appointment, salary, and duties of an assistant solicitor for the fourteenth-A solicitorial district to assist in the prosecution of the criminal docket in the Superior Court of Mecklenburg County.

H. B. 1175, an act to authorize Martin County or any municipality located therein to accept Federal grants made pursuant to Public Law 87-658, 87th Congress.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 419, a bill to amend General Statutes 105-296.1 so as to increase the payment to counties in which State owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold.



S. B. 435, a bill to provide for the reorganization and consolidation of the Concord City Board of Education and the Kannapolis City Board of Education and the Cabarrus County Board of Education, to create and establish one administrative board for all of the public schools in Cabarrus County, and to submit the question of such consolidation and the question of a supplemental school tax to a vote of the people of Cabarrus County.

S. B. 533, a bill authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way, with a favorable report, as amended.

The bill is placed upon today's Calendar.

By Senator Morgan of Harnett, for the Committee on Public Welfare:

H. B. 775, a bill to amend Chapter 48 of the General Statutes relating to the adoption of minors to provide that no specific length of residence in North Carolina shall be required in cases for the adoption of stepchildren, with a favorable report.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 564, a bill to amend General Statutes 153-4 so as to provide for the election of members of the board of commissioners of Forsyth County on a staggered term basis, with a favorable report.

S. B. 299, a bill to repeal General Statutes 163-113 relating to agreements for rotation of candidates in Senatorial districts of more than one county, with an unfavorable report.

H. B. 920, a bill providing for nominating Democratic candidates for office in Watauga County and to exempt Watauga County from the provisions of the State-wide primary laws, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Strong: S. B. 590, a bill to amend Chapter 147, Section 11, of the General Statutes of North Carolina to provide that the annual salary paid the Governor of North Carolina shall be Twenty-Five Thousand Dollars (\$25,000.00).

Referred to Committee on Appropriations.

By Senator Mills: S. B. 591, a bill to authorize the qualified voters of the town of Wadesboro to determine whether or not alcoholic beverage control stores shall be established in said town, and to prescribe the disposition of the net funds thereof.

Referred to Committee on Propositions and Grievances.

By Senator Morgan of Cleveland: S. B. 592, a bill to exempt from local ad valorem taxation inventories of manufacturers and processors and to provide in lieu thereof compensatory payments.

Referred to Committee on Finance.

By Senator Jones: S. B. 593, a bill to amend the Uniform Reciprocal Enforcement of Support Act to provide for a reasonable attorney's fee to be taxed by the responding state in the bill of costs when an order of support is entered against a defendant for the benefit of the attorney instituting the action in the initiating state.

Referred to Committee on Judiciary No. 2.

By Senator Hatcher: S. B. 594, a bill to amend Chapter 105-213 of the General Statutes of North Carolina to deposit intangible tax allocations in the county general fund and to provide for the expenditure of such funds.

Referred to Committee on Judiciary No. 1.

By Senator Hatcher: S. B. 595, a bill to amend Chapter 105-327 of the General Statutes of North Carolina to authorize the Burke County Board of Equalization and Review to continue to function as such board beyond the third Monday limitation contained in General Statutes 105-327(3) for the year 1963.

Referred to Committee on Judiciary No. 1.

By Senator White, by request: S. B. 596, a bill to authorize the Governor and Council of State to allot contingency and emergency funds to the Department of Insurance.

Referred to Committee on Appropriations.

By Senator Martin: S. B. 597, a bill to fix the compensation of the board of county commissioners of Northampton County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 31, a bill to provide for the election of the county board of education in Stanly County.

Referred to Committee on Education.

H. B. 525, a bill to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County.

Referred to Committee on Local Government.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county.

Referred to Committee on Education.

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work.

Referred to Committee on Judiciary No. 2.

H. B. 731, a bill to establish a State Board of Registration for Land Surveyors and to govern the licensing of land surveyors, and for other purposes.

Referred to Committee on State Government.

H. B. 850, a bill to amend General Statutes 160-402 relating to the limitation of the tax return for general purposes, as the same applies to the town of Bakersville in Mitchell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1001, a bill to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties.

Referred to Committee on Wildlife.

H. B. 1024, a bill relating to the compensation of the sheriff and deputy sheriffs of Wilson County.

Referred to Committee on Salaries and Fees.

H. B. 1025, a bill relating to compensation in the office of the tax collector of Wilson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1032, a bill to appoint a treasurer for Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1033, a bill to amend General Statutes 115-19 to provide for the election of the members of the board of education in Macon County.

Referred to Committee on Education.

H. B. 1036, a bill appointing members of the Maxton City Board of Education for the 1963-1965 biennium.

Referred to Committee on Education.

H. B. 1037, a bill to amend Chapter 794, Session Laws of 1961, relating to the power of eminent domain in connection with small watershed programs, so as to make it applicable to Guilford County.

Referred to Committee on Judiciary No. 2.

H. B. 1053, a bill to validate proceedings and actions heretofore taken concerning the calling and holding of the election of the board of commissioners of the town of Nags Head including the registration therefor and the giving of notice of such registration.

Referred to Committee on Judiciary No. 2.

H. B. 1060, a bill to provide for the nomination and election of members of the board of education of Carteret County.

Referred to Committee on Education.

H. B. 1068, a bill appointing certain members of the Fairmont City Board of Education.

Referred to Committee on Education.

H. B. 1070, a bill to provide for the election, terms and compensation of the school board of the Rockingham City School Administrative Unit in Richmond County.

Referred to Committee on Education.

H. B. 1071, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended.

Referred to Committee on Counties, Cities and Towns.

H. B. 1073, a bill to allow the governing body of the town of Elkin to establish by ordinance a retirement pension fund for employees.

Referred to Committee on Retirement, Employment Security.

H. B. 1078, a bill to regulate the fees of the various justices of the peace of Forsyth County.

Referred to Committee on Salaries and Fees.

H. B. 1090, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county.

Referred to Committee on Education.

H. B. 1092, a bill to amend the charter of the town of Denton, Davidson County, so as to authorize local improvements and assessments without petition.

Referred to Committee on Local Government.

H. B. 1100, a bill to enable the board of education of Yancey County to cooperate with and assist the Burnsville Playhouse, Incorporated.

Referred to Committee on Education.

H. B. 1109, a bill to submit to the voters of Hoke County the question of whether the members of the board of education of Hoke County shall be elected for four-year terms.

Referred to Committee on Education.

H. B. 1112, a bill to amend General Statutes 113-111, relating to closed season on fox in Perquimans County.

Referred to Committee on Wildlife.

H. B. 1128, a bill to amend the charter of the town of Surf City in Pender County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1131, a bill to amend General Statutes 7-400 as it relates to the criminal court of Davie County.

Referred to Committee on Judiciary No. 2.

H. B. 1139, a bill to authorize the county of Durham and the city of Durham to provide for the consolidation of tax listing and tax collection functions of the county and city.

Referred to Committee on Local Government.

H. B. 1140, a bill to amend Section 14-410 of the General Statutes, as the same applies to Durham County, so as to require written authority from the governing body of cities and towns in said county as a condition for the use of pyrotechnics at exhibitions within the corporate limits of such cities and towns.

Referred to Committee on Local Government.

H. B. 1141, a bill to establish mileage allowance for jurors in Watauga County and to authorize the board of commissioners to fix the cost of court to permit payment thereof.

Referred to Committee on Salaries and Fees.

S. B. 322, a bill relating to the revenue bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the board of trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing

for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the executive committee of such board, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 847, a bill to amend Chapter 86 of the Private Laws of 1925 to remove from the charter of the town of Crossnore in Avery County the requirement of voter approval of tax levies by said town, upon third reading.

The bill passes its third reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

The bill is ordered enrolled.

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

H. B. 1017, a bill to provide for the merger of the Laurinburg City School Administrative Unit and the Scotland County School Administrative Unit, upon second reading.

The bill passes its second reading by roll call vote, ayes 35, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Simmons, Snow, Story, Strong, Warren, White, Whitley, Williams, Yates—35.

S. B. 498, a bill to prohibit swimming or boating within one hundred yards upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this Act.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 512, a bill authorizing the establishment of a town liquor control store in the town of Lillington, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 543, a bill to repeal Chapters 116 and 120, Session Laws of 1961, relating to districts and election of members of the Person County Board of Education, to fix at five the number of members of the said board of education, and to provide for staggered terms.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 548, a bill to amend Section 153-266.9 of the General Statutes of North Carolina relating to county subdivision regulations by making the same applicable to Harnett County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 563, a bill making it unlawful to interfere or abuse any law enforcement officer while in the discharge of his duties in Forsyth County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 805, a bill relating to the hunting of foxes in Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 917, a bill authorizing the establishment of a town liquor control store in the town of Hot Springs, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered enrolled.

H. B. 932, a bill to amend Chapter 692, Session Laws of 1955, which act prohibits the taking of beaver, by deleting the names of certain counties from the provisions of the act.

Passes its second and third readings and is ordered enrolled.

H. B. 953, a bill to fix the compensation of the chairman and members of the board of education of Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 966, a bill to provide for an election in the city of Henderson upon the question of amending the charter to establish the council-manager form of government.

Passes its second and third readings and is ordered enrolled.

H. B. 976, a bill to amend Chapter 1073 of the 1957 Session Laws to permit the Charlotte-Mecklenburg Board of Education to contract for and pay the costs of street improvements.

Passes its second and third readings and is ordered enrolled.

H. B. 994, a bill to validate the municipal election of May 6, 1963, of the town of Maxton in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1007, a bill to fix the succession and terms of office of the members of the board of education of Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 1013, a bill to authorize the board of education of Pamlico County to transfer an abandoned school building in Holt's Chapel Community, Pamlico County, to the trustees of Holt's Chapel A.M.E. Zion and Mattocksville St. Stephens Baptist Churches for community purposes.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Upon motion of Senator Williams, action on the bill is postponed until Tuesday, June 4, 1963, and is made a Special Order of the day.

S. B. 375, a bill to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—41.

The bill is ordered sent to the House of Representatives.

S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify Milk Commission Law, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—41.

The bill is ordered engrossed.

H. B. 737, a bill to amend Chapter 77 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—41.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 905, a bill to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of revenue bonds, upon second reading.

Senator Warren offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—43.

H. B. 945, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to wreckers, upon second reading.

The bill passes its second reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Long, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Simmons, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates—41.

S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

Upon motion of Senator Morgan of Harnett, action on the bill is postponed until Monday, June 3, 1963.

S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 229, a bill to enact the Interstate Driver License Compact.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1026, a bill to include Cumberland County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Passes its second and third readings and is ordered enrolled.

H. B. 263, a bill to prevent the taking of deer with the aid of boats.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 233, a bill to require certain wholesale purchasers of eggs to furnish bonds to the Commissioner of Agriculture.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.



S. B. 405, a bill to amend General Statutes 20-279.4 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

Upon motion of Senator Walton, action on the bill is postponed until Tuesday, June 4, 1963.

S. B. 501, a bill to amend certain sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs.

Upon motion of Senator Whitley, action on the bill is postponed until Tuesday, June 4, 1963.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

Upon motion of Senator Garriss, action on the bill is postponed until Tuesday, June 4, 1963.

S. B. 507, a bill to prohibit the possession of game birds and animals in captivity for commercial purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 531, a bill to amend General Statutes 1-38 relating to possession of real property under color of title.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 534, a bill to amend Subchapter IX of Chapter 115 of the General Statutes of North Carolina relating to the transportation of pupils residing within a municipality assigned to public schools within the same municipality.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 550, a bill to prohibit destruction of records of standing committees of the General Assembly without giving notice or securing permission of the chairman.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 551, a bill to amend an Act of the General Assembly of 1963, designated as S. B. 3 and ratified February 14, 1963, for the purpose of creating a criminal offense for a violation of the rules and regulations of the Legislative Building Governing Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way. The amendments offered by the Committee are adopted.

Upon motion of Senator Aydlett, action on the bill, as amended, is postponed until Monday, June 3, 1963.

S. B. 552, a bill to provide that Superior Court Judges may order costs of transcripts in non-capital felony cases to be paid by the county.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 562, a bill to repeal Section 106-235 of the General Statutes relative to licenses to sell oleomargarine.

Passes its second and third readings and is ordered sent to the House of Representatives.

Senator Jordan wishes to be recorded as not voting on S. B. 562.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

Senator Belk offers an amendment.

Upon motion of Senator Walton, action on the amendment and bill is postponed until Monday, June 3, 1963.

H. B. 527, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

Upon motion of Senator White, action on the bill is postponed until Tuesday, June 4, 1963.

H. B. 657, a bill to amend General Statutes 55-52 relating to corporations.

Passes its second and third readings and is ordered enrolled.

H. B. 663, a bill to create a legislative council in North Carolina.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Scott to its third reading, the bill remains upon the Calendar.

H. B. 668, a bill to amend General Statutes 136-29 relating to contractors' claims against the North Carolina State Highway Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 710, a bill to amend Article 5 of Chapter 122 of the General Statutes of North Carolina relating to the commitment of mentally disordered persons to private institutions.

Upon motion of Senator James, action on the bill is postponed until Tuesday, June 4, 1963.

H. B. 786, a bill to create a Medical Advisory Council to the State Board of Mental Health.

Passes its second and third readings and is ordered enrolled.

H. B. 797, a bill to create a council on mental retardation.

Passes its second and third readings and is ordered enrolled.

H. B. 825, a bill to amend Article 4, Chapter 119, Section 49 of the General Statutes of North Carolina, known as "Uniform Safety Code for the Handling of Liquefied Petroleum Gases."

Passes its second and third readings and is ordered enrolled.

H. R. 1166, a joint resolution honoring the memory of Jon Garwood Speaks.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until 8 o'clock Monday evening.

## ONE HUNDREDTH DAY

SENATE CHAMBER,  
Saturday, June 1, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph Scott, the Principal Clerk S. Ray Byerly calls Senator Hatcher to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett, for the Committee on Journal, announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 427, a bill to amend General Statutes 20-7, relating to operators' and chauffeurs' licenses, so as to make a violation thereof punishable within the discretion of the court.

Referred to Committee on Highway Safety.

H. B. 510, a bill to amend Article 9, Chapter 143 of the General Statutes of North Carolina to clarify and define the responsibility for the enforcement of the North Carolina State Building Code.

Referred to Committee on Local Government.

H. B. 748, a bill authorizing the board of county commissioners of Henderson County to fix the number of salaried county employees and the compensation of county employees.

Referred to Committee on Local Government.

H. B. 761, a bill to provide for the nomination and election of the members of the board of education of Davie County.

Referred to Committee on Education.

H. B. 970, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford.

Referred to Committee on Salaries and Fees

H. B. 979, a bill to amend General Statutes 7-127 to restrict the exercise of the trial jurisdiction of the justices of the peace of Avery County to the township from which appointed or elected.

Referred to Committee on Judiciary No. 1.

H. B. 1018, a bill to authorize reserve deputy sheriffs in Guilford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1019, a bill to amend Chapter 88, Private Laws of 1887, being the charter of the town of Siler City, relating to elections.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 1038, a bill to repeal various acts relating only to Guilford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1069, a bill to amend General Statutes 66-84 to include Sampson County among the counties in which the closing-out sales law is applicable.

Referred to Committee on Local Government.

H. B. 1072, a bill to amend General Statutes 160-173 relating to zoning regulations of municipal corporations.

Referred to Committee on Counties, Cities and Towns.

H. B. 1076, a bill to amend Chapter 36, Private Laws Extra Session 1908, and to repeal Chapter 137 of the Private Laws of 1929 and Chapter 33 of the Private Laws of 1931, relating to municipal elections in the town of Bailey.

Referred to Committee on Counties, Cities and Towns.

H. B. 1077, a bill to modify General Statutes 161-22, relating to the indexing of instruments affecting only personal property in the office of the register of deeds in Forsyth County.

Referred to Committee on Local Government.

H. B. 1082, a bill to amend Chapter 360, Session Laws of 1953, relating to fees for the service of summons and other process by the sheriff and constables of Edgecombe County.

Referred to Committee on Salaries and Fees.

H. B. 1110, a bill to fix the salaries of certain officials and employees of New Hanover County.

Referred to Committee on Local Government.

H. B. 1102, a bill authorizing the Richmond County Board of Commissioners to increase their salaries, and to fix the regular meetings of the board of commissioners.

Referred to Committee on Salaries and Fees.

H. B. 1129, a bill to amend Chapter 918 of the Session Laws of 1961 relating to the salaries of certain officials of Franklin County.

Referred to Committee on Salaries and Fees.

H. B. 1132, a bill to validate tax levies and collections in the town of Colerain in Bertie County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1137, a bill to authorize the governing board of the town of Broadway to enter into a contract with Lee County under which the county will furnish police protection for said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 1138, a bill relating to the selection of jurors in Lee County.

Referred to Committee on Judiciary No. 1.

H. B. 1148, a bill to validate the acts of A. S. Ballou, justice of the peace in the city of Oxford, in Granville County.

Referred to Committee on Local Government.

H. B. 1149, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Bertie County and all municipalities in Bertie County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1156, a bill to amend Chapter 289, Public-Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs.

Referred to Committee on Local Government.

H. B. 1160, a bill to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers.

Referred to Committee on Local Government.

H. B. 1161, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

Referred to Committee on Counties, Cities and Towns.

H. B. 1162, a bill to raise the salaries of the clerk of the Superior Court, the sheriff, the register of deeds and the treasurer of Mecklenburg County.

Referred to Committee on Salaries and Fees.

H. B. 1170, a bill relating to the appointment of plumbing inspectors in Chatham, Lee and Orange Counties,

Referred to Committee on Counties, Cities and Towns.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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### ONE HUNDRED FIRST DAY

SENATE CHAMBER,  
Monday, June 3, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Cathy Parker Collins, Connie Faulkner, Debra Faulkner, Francine Perry, Phyllis Perry, Martha Ann Whitfield, all of Franklin County.

Upon motion of Senators Gurganus and Williams, the courtesies of the galleries are extended to Mr. and Mrs. Hassell Worsley of Martin County, and their daughter Pat Worsley is made an honorary page of the Senate.

Upon motion of Senator MacLean, the courtesies of the galleries are extended to Mrs. Robert Morgan of Cleveland, wife of Senator Morgan of Cleveland.

The President makes as an honorary page of the Senate Miss Teresa Wohl of Greensboro, N. C.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to his daughter Mary Kathryn Bailey and to Miss Carol Fort of Yancey County.

Upon motion of Senator Jones, the courtesies of the galleries are extended to former Representative J. T. Davis of Rutherford County, and his daughter Gayle Davis is made an honorary page of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mr. and Mrs. J. A. Albright, Don Albright, and Miss Anne Albright of Alamance County, and Jane Albright is made an honorary page of the Senate.

Upon motion of Senator Morgan of Harnett, the courtesies of the galleries are extended to former Reading Clerk of the Senate Bill Byrd of Harnett County.

Upon motion of Senator Jolly, H. B. 1129, a bill to amend Chapter 918 of the Session Laws of 1961 relating to the salaries of certain officials of Franklin County, is taken from the Committee on Salaries and Fees and re-referred to the Committee on Judiciary No. 2.

Upon motion of Senator Story, S. B. 565, a bill to amend General Statutes 160-463 and 160-470 to provide that there shall be a referendum vote of the qualified electors in a municipality before redevelopment plan may be approved or funds appropriated or taxes levied for the work of Redevelopment Commission, is taken from the Committee on Election Laws and Legislative Representation and re-referred to the Committee on Judiciary No. 2.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court.

S. B. 233, a bill to require certain wholesale purchasers of eggs to furnish bonds to the Commissioner of Agriculture.

S. B. 511, a bill to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify Milk Commission Law.

S. B. 228, a bill to enact the Interstate Vehicle Equipment Safety Compact.

S. B. 498, a bill to prohibit swimming or boating within one hundred feet upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the Structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this act.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 514, a bill to amend General Statutes 153-48.5, as the same appears in the 1961 Cumulative Supplement to the General Statutes, so as to authorize the board of county commissioners of Moore County to fix the salaries of the elective officials in Moore County, with a favorable report.

S. B. 575, a bill to amend Chapter 715 of the Session Laws of 1953, as amended by Chapter 836 of the Session Laws of 1959, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library, with a favorable report.

S. B. 578, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners, with a favorable report.

H. B. 1003, a bill to authorize the board of county commissioners of Beaufort County to fix compensation of elected officers of the said county, with a favorable report.

H. B. 1006, a bill to amend Chapter 358 of the Session Laws of 1959 relating to the compensation of the chairman and members of the board of commissioners of Washington County, with a favorable report.

H. B. 1024, a bill relating to the compensation of the sheriff and deputy sheriffs of Wilson County, with a favorable report.

S. B. 579, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town, with a favorable report.

S. B. 580, a bill to provide that a jail fee shall be taxed as part of the court costs in the Mayor's Court of the town of Whitakers, with a favorable report.

S. B. 581, a bill to increase the compensation of the deputy sheriffs of Mitchell County, with a favorable report.

S. B. 597, a bill to fix the compensation of the board of county commissioners of Northampton County, with a favorable report.

H. B. 947, a bill to amend General Statutes 153-180 relating to fees of the county jailer in Rowan County, with a favorable report.

H. B. 960, a bill to authorize the board of county commissioners of Onslow County to fix the compensation of members and chairman of the board of education of Onslow County, with a favorable report.

H. B. 1078, a bill to regulate the fees of the various justices of the peace of Forsyth County, with a favorable report.

H. B. 1107, a bill to increase from \$1.00 to \$1.25 the costs to be assessed in criminal cases in Vance County in behalf of the Vance County Peace Officers' Relief Association, with a favorable report.

H. B. 1141, a bill to establish mileage allowance for jurors in Watauga County and to authorize the board of commissioners to fix the cost of court to permit payment thereof, with a favorable report.

By Senator Humber, for the Committee on Higher Education:

S. B. 584, a bill to amend the Committee substitute for H. B. 140, S. B. 72, enacted as Chapter 448 of the Session Laws of 1963, on the 17th day of May, 1963, relating to education beyond the high school, with a favorable report.

By Senator Jordan, for the Committee on Insurance:

S. B. 201, a bill to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting to provide for certification of insurance, to provide penalties for false certification, and for other purposes, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Garriss: S. B. 598, a bill to amend Section 9-4 of the General Statutes of North Carolina as same appears in the 1961 Cumulative Supplement to Volume 1B to provide for the drawing of jurors in Montgomery County.

Upon motion of Senator Garriss, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Belk: S. B. 599, a bill to amend Chapter 366 of the Public-Local Laws of North Carolina of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County.

Upon motion of Senator Belk, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hatcher: S. B. 600, a bill to amend General Statutes 20-8(d) to eliminate the requirement that non-resident chauffeurs employed by a resident of North Carolina possess a North Carolina chauffeur's license.

Referred to Committee on Highway Safety.

By Senator Humber: S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code.

Referred to Committee on Judiciary No. 2.

By Senator Yow: S. B. 602, a bill to revise and consolidate the charter of the city of Wilmington.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 603, a bill to amend Chapter 55 of the Private Laws of 1915 and Chapter 26 of the Private Laws of 1937 relating to the police and firemen's pension funds in the city of Wilmington.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 604, a bill to authorize the city council of the city of Wilmington to establish a retirement or pension fund for employees.

Referred to Committee on Judiciary No. 1.

By Senator Warren: S. B. 605, a bill enabling the city of Goldsboro and the county of Wayne to jointly establish an airport and providing for the maintenance of a joint airport by said city and county.

Referred to Committee on Judiciary No. 1.

By Senator Yow: S. B. 606, a bill to declare ownership of coastal bottoms, lying between the low tide mark and the three mile limit offshore, and all unclaimed derelicts thereon, to be in the State, and to establish procedures for securing rights to conduct salvage operations of abandoned derelicts.

Referred to Committee on Judiciary No. 1.

By Senators Humber, Clark and Whitley: S. R. 607, a joint resolution honoring Albert Coates, founder of the Institute of Government at Chapel Hill.

Upon motion of Senator Humber, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Clark: S. B. 608, a bill to establish an incentive award program for State employees.

Referred to Committee on State Government.



By Senator Clark: S. B. 609, a bill to make Article 2 of Chapter 143 of the General Statutes, the same being the State Personnel Act, applicable to persons employed solely on an hourly basis with respect to fixing compensation of such employees.

Referred to Committee on State Government.

By Senator Clark: S. B. 610, a bill to authorize the incorporation of a municipal corporation in Lincoln County.

Referred to Committee on Local Government.

By Senator Hamilton: S. B. 611, a bill to consolidate the town of Bayshore Park and the town of Cape Carteret in Carteret County.

Referred to Committee on Counties, Cities and Towns.

By Senator Warren: S. B. 612, a bill to authorize the county of Wayne and the city of Goldsboro to appropriate funds to establish local alcoholic rehabilitation programs.

Upon motion of Senator Warren, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 813, a bill to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 1017, a bill to provide for the merger of the Laurinburg City School Administrative Unit and the Scotland County School Administrative Unit, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

S. B. 564, a bill to amend General Statutes 153-4 so as to provide for the election of members of the board of commissioners of Forsyth County on a staggered term basis.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 862, a bill to amend General Statutes 153-9.35 $\frac{1}{2}$ , relating to farm soil conservation work, so as to make it apply to McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 905, a bill to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of revenue bonds, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 945, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to wreckers, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—42.

The bill is ordered enrolled.

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

The bill, as amended, passes its third reading and is ordered engrossed.

H. B. 663, a bill to create a legislative council in North Carolina.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 544, a bill to amend General Statutes 143-166 relating to benefits payable from the Law Enforcement Officers' Benefit and Retirement Fund.

Senator Hollowell moves that the bill be re-referred to the Committee on Appropriations.

The motion fails to prevail.

The bill passes its second reading.

Upon objection of Senator Johnson to its third reading, the bill remains upon the Calendar.

S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way.

The bill, as amended, passes its second and third readings and is ordered engrossed.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

Upon motion of Senator Currie, action on the bill is postponed until Tuesday, June 4, 1963.

H. B. 775, a bill to amend Chapter 48 of the General Statutes relating to the adoption of minors to provide that no specific length of residence in North Carolina shall be required in cases for the adoption of stepchildren.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12 M.

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### ONE HUNDRED SECOND DAY

SENATE CHAMBER,  
Tuesday, June 4, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Horton, S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of Mental Health Clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions, is taken from the Committee on Mental Institutions and re-referred to the Committee on Appropriations.

Upon motion of Senator Propst, H. B. 510, a bill to amend Article 9, Chapter 143 of the General Statutes of North Carolina to clarify and define the responsibility for the enforcement of the North Carolina State Building Code, is taken from the Committee on Local Government and re-referred to the Committee on Insurance.

### COMMITTEE

The President announces the appointment of the following members to the Committee on Calendar: Senators Yow, Co-Chairman; Scott, Co-Chairman, White, Vice-Chairman; Williams, Vice Chairman; Morgan of Harnett, Seay, Walton, Jolly, Mills, Meares and Brantley.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1166, a joint resolution honoring the memory of Jon Garwood Speaks.

S. B. 357, an act to allow the governing body of the town of Mount Airy to establish by ordinance a retirement pension fund for employees.

S. B. 373, an act to amend Chapter 993 of the 1959 Session Laws of North Carolina authorizing any county or municipality in the state to participate in establishing an East Carolina Airport Authority and authorizing such authority to establish, own, maintain, and operate an airport.

S. B. 446, an act to amend Chapter 1041, Session Laws of 1949, and amendatory acts thereto, relating to the Halifax County Law Enforcement Officers' Relief Act.

S. B. 451, an act to amend Chapter 218 of the Session Laws of 1947 relating to violations and penalties within the jurisdiction of the town of Hamlet Traffic Bureau.

S. B. 475, an act relating to the terms of office and the election of town commissioners of the town of Biscoe in Montgomery County.

S. B. 481, an act to permit the clerk of the Superior Court of Pitt County to deliver the official records of a deceased justice of the peace of Pitt County to another justice of the peace in the said county.

S. B. 488, an act amending Article 11, Chapter 7, of the General Statutes relating to the official court reporter for the Thirtieth Judicial District.

S. B. 490, an act to provide for the election of the board of commissioners of the town of Valdese by the voters of the town at large.

S. B. 492, an act to amend General Statutes 7-288 relating to jury panels drawn for the General County Court of Henderson County.

S. B. 496, an act to fix the salary of the register of deeds of Polk County and to provide that such salary shall be in lieu of any fees and commissions he now receives as compensation for the performance of his duties under Chapter 161 of the General Statutes or any other public or local act.

S. B. 505, an act to create a fire protection district for the unincorporated town of Badin, North Carolina.

S. B. 517, an act to amend Chapter 160, Section 173, of the General Statutes of North Carolina so as to exempt the city of Wilson, North Carolina, from the operation of a portion thereof.

S. B. 522, an act to amend General Statutes 67-30 relating to the Harnett County dog warden.

S. B. 525, an act to amend General Statutes 105-327 relating to Harnett Board of Equalization and Review.

H. B. 657, an act to amend General Statutes 55-52 relating to corporations.

H. B. 668, an act to amend General Statutes 136-29 relating to contractors' claims against the North Carolina State Highway Commission.

H. B. 786, an act to create a medical advisory council to the State Board of Mental Health.

H. B. 797, an act to create a council on mental retardation.

H. B. 805, an act relating to the hunting of foxes in Granville County.

H. B. 825, an act to amend Article 4, Chapter 119, Section 49 of the General Statutes of North Carolina, known as "uniform safety code for the handling of liquefied petroleum gases."

H. B. 847, an act to amend Chapter 86 of the Private Laws of 1925 to remove from the charter of the town of Crossnore in Avery County the requirement of voter approval of tax levies by said town.

H. B. 917, an act authorizing the establishment of a town liquor control store in the town of Hot Springs, Madison County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

H. B. 932, an act to amend Chapter 692, Session Laws of 1955, which act prohibits the taking of beaver, by deleting the names of certain counties from the provisions of the act.

H. B. 966, an act to provide for an election in the city of Henderson upon the question of amending the charter to establish the council-manager form of government.

H. B. 976, an act to amend Chapter 1073 of the 1957 Session Laws to permit the Charlotte-Mecklenburg Board of Education to contract for and pay the costs of street improvements.

H. B. 953, an act to fix the compensation of the chairman and members of the board of education of Perquimans County.

H. B. 994, an act to validate the municipal election of May 6, 1963, of the town of Maxton in Robeson County.

H. B. 1007, an act to fix the succession and terms of office of the members of the board of education of Washington County.

H. B. 1013, an act to authorize the board of education of Pamlico County to transfer an abandoned school building in Holt's Chapel Community, Pamlico County, to the trustees of Holt's Chapel AME Zion and Mattocksville St. Stephens Baptist Churches for community purposes.

H. B. 1022, an act to amend General Statutes 148-45, relating to escape by conditionally and temporarily released prisoners.

H. B. 1026, an act to include Cumberland County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 486, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station."

S. B. 555, a bill authorizing municipalities and the State Highway Commission to adopt regulations for the protection and preservation of future rights-of-way.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

S. B. 556, a bill to rewrite Chapter 794 of the Session Laws of 1961 relating to the exercise of the power of eminent domain in small watershed improvement programs, as the same applies to Iredell County, with a favorable report.

H. B. 497, a bill to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties, with a favorable report, as amended.

H. B. 988, a bill pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a watershed improvement program in Forsyth County; to amend Chapter 794, 1961 Session Laws, concerning the exercise of the power of eminent domain so that same shall apply to Forsyth County, and to authorize the board of commissioners of Forsyth County, to appropriate and make available certain public funds for small watershed programs in Forsyth County, with a favorable report.

By Senator Hatcher, for the Committee on Highway Safety:

S. B. 600, a bill to amend General Statutes 20-8(d) to eliminate the requirement that nonresident chauffeurs employed by a resident of North Carolina possess a North Carolina chauffeur's license, with a favorable report.

Committee substitute for H. B. 427, a bill to amend General Statutes 20-7, relating to operators' and chauffeurs' licenses, so as to make a violation thereof punishable within the discretion of the court, with a favorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 572, a bill relating to marketing practices in the baking industry, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 594, a bill to amend Chapter 105-213 of the General Statutes of North Carolina to deposit intangible tax allocations in the county general fund and to provide for the expenditure of such funds, with a favorable report.

S. B. 595, a bill to amend Chapter 105-327 of the General Statutes of North Carolina to authorize the Burke County Board of Equalization and Review to continue to function as such board beyond the third Monday limitation contained in General Statutes 105-327(e) for the year 1963, with a favorable report.

S. B. 602, a bill to revise and consolidate the charter of the city of Wilmington, with a favorable report.

S. B. 605, a bill enabling the city of Goldsboro and the county of Wayne to establish an airport and providing for the maintenance of a joint airport by said city and county, with a favorable report.

Committee substitute for H. B. 126, a bill to validate certain conveyances by married women of their separate property, with a favorable report, as amended.

Committee substitute for H. B. 425, a bill to provide financial resources to promote the growth of industry in North Carolina by amending Chapter 24 of the General Statutes to permit corporations organized for pecuniary gain to contract for borrowed funds without legislative restriction as to interest rate, with a favorable report.

H. B. 979, a bill to amend General Statutes 7-127 to restrict the exercise of the trial jurisdiction of the justices of the peace of Avery County to the township from which appointed or elected, with an unfavorable report.

H. B. 1129, a bill to amend Chapter 918 of the Session Laws of 1961 relating to the salaries of certain officials of Franklin County, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 1138, a bill relating to the selection of jurors in Lee County, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 477, a bill to amend General Statutes 105-130 and General Statutes 105-132 to define the term "resident" of North Carolina, with a favorable report, as amended.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain non-profit corporations or associations at private sale, with a favorable report, as amended.

S. B. 593, a bill to amend the Uniform Reciprocal Enforcement of Support Act to provide for a reasonable attorney's fee to be taxed by the responding state in the bill of costs when an order of support is entered against a defendant for the benefit of the attorney instituting the action in the initiating state, with a favorable report.

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work, with a favorable report.

H. B. 1035, a bill to amend Subchapter III of Chapter 156 of the General Statutes relating to drainage districts as it relates to notice of hearings and letting of contract; types of bonds and notes, sinking fund; treasurer; auditor; superintendent of construction; recording of bonds and notes, with a favorable report.

H. B. 1037, a bill to amend Chapter 794, Session Laws of 1961, relating to the power of eminent domain in connection with small watershed programs, so as to make it applicable to Guilford County, with a favorable report.

H. B. 1053, a bill to validate proceedings and actions heretofore taken concerning the calling and holding of the election of the board of commissioners of the town of Nags Head including the registration therefor and the giving of notice of such registration, with a favorable report.

H. B. 1131, a bill to amend General Statutes 7-400 as it relates to the criminal court of Davie County, with a favorable report.

By Senator Propst, for the Committee on Local Government:

S. B. 535, a bill to amend the charter of the town of Cary as contained in Chapter 80 of the Private Laws of 1870-71, as amended, with a favorable report.

S. B. 536, a bill to approve and confirm contracts between the city of Raleigh and the town of Cary and between the city of Raleigh and the town of Garner with regard to the treatment of sewage by the city of Raleigh for said towns, with a favorable report.

S. B. 538, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Burke to appoint an assistant coroner for Burke County, and to amend General Statutes 152-5 with respect to the compensation of the Burke County coroner, with a favorable report.

S. B. 542, a bill to amend Chapter 549 of the Session Laws of 1961 relating to support of the Pitt County Law Library, with a favorable report.

S. B. 558, a bill to grant additional authority to the city of Charlotte to regulate public solicitations for charitable and similar causes, with a favorable report.

S. B. 559, a bill to authorize the city of Charlotte to make and enter into service contracts extending over a term of years for the disposal of municipal refuse, with a favorable report.

S. B. 560, a bill to amend the charter of the city of Charlotte relative to condemnation procedures, with a favorable report.

S. B. 586, a bill to change the name of the North Carolina Orthopedic Hospital to the Miller-Roberts Orthopedic Hospital, with a favorable report.

H. B. 815, a bill to amend the charter of the city of Jacksonville, Onslow County, North Carolina, with a favorable report.

S. B. 610, a bill to authorize the incorporation of a municipal corporation in Lincoln County, with a favorable report.

H. B. 944, a bill authorizing investment and disposition of proceeds of preferred railroad stock held by Windsor Township in Bertie County, with a favorable report.

H. B. 972, a bill to authorize the Nash County Board of Commissioners to convey certain property to the town of Red Oak, with a favorable report.

H. B. 818, a bill to amend General Statutes 139-6 relating to election of supervisors of soil and water conservation districts, with a favorable report.

H. B. 958, a bill relating to the punishment for public drunkenness in Martin County, with a favorable report.

H. B. 971, a bill relating to the disposition of dog taxes collected in Dare County, with a favorable report.

H. B. 973, a bill to amend Chapter 797, Session Laws of 1957, relating to the cemetery commission of the county of Graham, with a favorable report.

H. B. 974, a bill to authorize the board of county commissioners of Carteret County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Carteret County, with a favorable report.

H. B. 985, a bill extending the corporate limits of the town of Havelock and extending the jurisdiction of Havelock policemen, with a favorable report.

H. B. 977, a bill to make the provisions of Part 3 of Article 36 of Chapter 160 of the General Statutes relating to the extension of corporate limits of municipalities applicable to Person County, with a favorable report.

H. B. 748, a bill authorizing the board of county commissioners of Henderson County to fix the number of salaried county employees and the compensation of county employees, with a favorable report.

H. B. 1069, a bill to amend General Statutes 66-84 to include Sampson County among the counties in which the closing-out sales law is applicable, with a favorable report.

H. B. 987, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, so as to extend police jurisdiction for one mile outside the corporate limits, with a favorable report.

H. B. 991, a bill to amend Chapter 448 of the Session Laws of 1961 relating to mileage allowance for jurors in Johnston County, with a favorable report.

H. B. 992, a bill to revise and consolidate the charter of the town of Micro, North Carolina, with a favorable report.

H. B. 997, a bill to incorporate the town of Tar Heel in Bladen County, North Carolina, with a favorable report.



H. B. 1008, a bill to amend Section 85, Article XV of the charter of Winston-Salem, relating to sessions of the municipal court in said city, with a favorable report.

H. B. 1031, a bill relating to the recorder's court for White Oak, Buckhorn, Cedar Fork, and Leesville Townships at Apex, Wake County, with a favorable report.

H. B. 1004, a bill to amend Chapter 787 of the Session Laws of 1953 relating to the abolishment of taxes due Buncombe County and the city of Asheville so as to make the same applicable to all other municipalities in said county, with a favorable report.

H. B. 1077, a bill to modify General Statutes 161-22, relating to the indexing of instruments affecting only personal property in the office of the register of deeds in Forsyth County, with a favorable report.

H. B. 1091, a bill to include Davidson County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

H. B. 1056, a bill to permit the city of Durham and Durham County to supplement the retirement allowances of certain city and county employees, with a favorable report.

H. B. 1057, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 21 and 24 to authorize the city council to appoint an acting city clerk and an acting city treasurer, and defining their authority, with a favorable report.

H. B. 1085, a bill to amend General Statutes 160-277.1 relating to regulation of subdivisions by making the same applicable to Durham County, with a favorable report.

H. B. 1140, a bill to amend Section 14-410 of the General Statutes, as the same applies to Durham County, so as to require written authority from the governing body of cities and towns in said county as a condition for the use of pyrotechnics at exhibitions within the corporate limits of such cities and towns, with a favorable report.

H. B. 1139, a bill to authorize the county of Durham and the city of Durham to provide for the consolidation of tax listing and tax collection functions of the county and city, with a favorable report.

H. B. 1092, a bill to amend the charter of the town of Denton, Davidson County, so as to authorize local improvements and assessments without petition, with a favorable report.

H. B. 1148, a bill to validate the acts of A. S. Ballou, justice of the peace in the city of Oxford, in Granville County, with a favorable report.

H. B. 1156, a bill to amend Chapter 289, Public-Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs, with a favorable report.

H. B. 1160, a bill to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

H. B. 820, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not more than eighty-five cents (85c) per hour, with a favorable report.

H. B. 734, a bill to provide equal compensation and promotions for men and women employed in State government, with an unfavorable report.

Committee substitute for H. B. 461, a bill regulating the sanitation of agricultural labor camps, with a favorable report.

By Senator Horton, for the Committee on Mental Institutions:

S. B. 569, a bill to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity, with a favorable report, as amended.

By Senator Martin, for the Committee on Propositions and Grievances:

S. B. 591, a bill to authorize the qualified voters of the town of Wadesboro to determine whether or not alcoholic beverage control stores shall be established in said town, and to prescribe the disposition of the net funds thereof, with a favorable report.

Upon motion of Senator Mills, the bill is placed upon today's Calendar.

By Senator Stikeleather, for the Committee on Public Utilities:

S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single Public Utilities Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to Public Utilities, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

The bill is placed upon today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yow and Simmons: S. B. 613, a bill to appropriate funds for dairy research at the Coastal Plain Research Station.

Referred to Committee on Appropriations.

By Senators Gurganus and Midgett: S. B. 614, a bill to provide for research studies on organic soils of the Southern Albemarle Area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort.

Referred to Committee on Appropriations.

By Senator Hatcher: S. B. 615, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Burke County.

Referred to Committee on Appropriations.

By Senators Aydlett and Harrington: S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Referred to Committee on Appropriations.

By Senators Aydlett and Harrington: S. B. 617, a bill to appropriate funds to the Museum of The Albemarle, Inc., for the construction of an addition to a building and for the establishment of the Museum of The Albemarle, Elizabeth City, North Carolina.

Referred to Committee on Appropriations.

By Senator MacLean: S. B. 618, a bill to amend Chapter 115, Session Laws of 1963, the same being the charter of the city of Lumberton.

Upon motion of Senator MacLean, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Martin: S. B. 619, a bill to amend Subsection (6) of General Statutes 97-2 relating to injuries by accident out of and in the course of employment.

Referred to Committee on Judiciary No. 2.

By Senator Morgan of Cleveland: S. B. 620 a bill to provide for the appointment of five trustees of the University of North Carolina by the Governor and Council of State.

Referred to Committee on Higher Education.

By Senator White, by request: S. B. 621, a bill to appropriate to the Department of Water Resources additional funds to continue cooperative water resources investigations.

Referred to Committee on Appropriations.

By Senator White, by request: S. B. 622, a bill to amend Chapter 138 of the General Statutes so as to increase the in-State travel expense allowance of State employees from ten dollars (\$10.00) to twelve dollars (\$12.00) and the out-of-State travel expense allowance of State employees and members of State boards and commissions from fourteen dollars (\$14.00) to fifteen dollars (\$15.00).

Referred to Committee on Appropriations.

By Senator White, by request: S. B. 623, a bill to amend Chapter 138 of the General Statutes so as to increase the mileage allowance of State employees and members of State boards and commissions from seven cents (7c) to ten cents (10c) per mile.

Referred to Committee on Appropriations.

By Senator Crew: S. B. 624, a bill to include Halifax County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Referred to Committee on Judiciary No. 1.

By Senator Crew: S. B. 625, a bill to appoint the Honorable John W. Umstead, Jr., as a life member of the North Carolina Hospitals Board of Control and to provide that he serve as chairman of said board at his pleasure as long as his health permits and to appoint him as chairman emeritus of said board for life upon his resignation as chairman.

Upon motion of Senator Crew, action on the bill is postponed indefinitely.

By Senator Story: S. B. 626, a bill to amend Chapter 915, Session Laws of 1955, relating to the boards of county commissioners in the 17th Solicitorial District to furnish a full-time secretary to the solicitor of said district, and to provide suitable offices for the solicitor of said district, and to pay for same.

Upon motion of Senator Story, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

By Senator Brantley: S. B. 627, a bill to create a cemetery commission for the city of Saluda and to authorize the levy of a special tax for cemetery purposes by said city.

Referred to Committee on Local Government.

By Senator Jordan: S. B. 628, a bill to authorize the city of Raleigh to enter into a contract with Brookhaven, Incorporated, to supply water upon such terms as may be agreed upon by the parties.

Referred to Committee on Local Government.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 315, a bill to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, managed and taxed, for concurrence in the House amendment.

Upon motion of Senator Aydlett, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 498, a bill to amend Chapter 113 of the General Statutes relating to taxes on seafood for home consumption.

Referred to Committee on Local Government.

H. B. 801, a bill to amend General Statutes 1-339.25 relating to upset bids on public sales.

Referred to Committee on Judiciary No. 2.

H. B. 1088, a bill to create a law enforcement officers relief fund for the Peace Officers Association of Richmond County.

Referred to Committee on Local Government.

H. B. 1095, a bill to prohibit the use of certain warning devices in New Hanover County by public and private ambulances, public or private emergency vehicles, civil defense vehicles, rescue squad vehicles, voluntary lifesaving organization vehicles and other similar emergency vehicles, and to require such vehicles to comply with all statutory requirements pertaining to speed limits, right-of-way regulations and all other highway safety laws and ordinances.

Referred to Committee on Judiciary No. 1.

H. B. 1114, a bill to authorize the governing authority of any municipal corporation in its discretion to submit to the people of the municipality the question of whether or not the process of fluoridation should be utilized in the municipal water supply.

Referred to Committee on Conservation and Development.

H. B. 1116, a bill to authorize boards of county commissioners to combine the separate tax levies for certain public welfare purposes.

Referred to Committee on Local Government.

H. B. 1147, a bill to authorize the board of county commissioners of Gaston County and the Gastonia Township Airport Commission to convey all of the real and personal property of the Airport Commission to the city of Gastonia.

Referred to Committee on Local Government.

H. B. 1155, a bill to exempt Burke County from the municipal annexation laws.

Referred to Committee on Judiciary No. 1.

H. B. 1172, a bill to amend General Statutes 153-9, relating to fixing fees charged by county officers so as to make the same applicable to Forsyth County.

Referred to Committee on Salaries and Fees.

H. B. 1179, a bill to fix penalties and discounts upon the payment of taxes in Lee County.

Referred to Committee on Local Government.

H. B. 1174, a bill to incorporate the town of Ranlo in Gaston County, State of North Carolina.

Referred to Committee on Local Government.

H. B. 1181, a bill to amend General Statutes 109-11 relating to county boards of public welfare as the same applies to Stokes County.

Referred to Committee on Local Government.

H. B. 1196, a bill to authorize the chief of police, the assistant chief of police, the police captains, the lieutenants in charge of each work shift and desk sergeants, when on duty, of the cities of Lexington, Thomasville and Denton, in Davidson County, to issue warrants.

Referred to Committee on Local Government.

H. B. 1197, a bill relating to the salaries of the mayor and members of the city council of the city of Lexington, in Davidson County.

Referred to Committee on Local Government.

H. B. 1227, a bill to appoint the Honorable John W. Umstead, Jr., as a life member of the North Carolina Hospitals Board of Control and to provide that he serve as chairman of said board at his pleasure as long as his health permits and to appoint him as chairman emeritus of said board for life upon his resignation as chairman.

Upon motion of Senator Aydlett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 580, a bill to provide that a jail fee shall be taxed as part of the court in the mayor's court of the town of Whitakers, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, Whitley, Williams, Yates, Yow—46.

S. B. 514, a bill to amend General Statutes 153-48.5, as the same appears in the 1961 Cumulative Supplement to the General Statutes, so as to authorize the board of county commissioners of Moore County to fix the salaries of the elective officials in Moore County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 575, a bill to amend Chapter 715 of the Session Laws of 1953, as amended by Chapter 836 of the Session Laws of 1959, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 578, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 579, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 581, a bill to increase the compensation of the deputy sheriffs of Mitchell County.

Upon motion of Senator Shelton, the bill is re-referred to the Committee on Salaries and Fees.

S. B. 597, a bill to fix the compensation of the board of county commissioners of Northampton County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 947, a bill to amend General Statutes 153-180 relating to fees of the County jailer in Rowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 960, a bill to authorize the board of county commissioners of Onslow County to fix the compensation of members and chairman of the board of education of Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 1003, a bill to authorize the board of county commissioners of Beaufort County to fix compensation of elected officers of the said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1006, a bill to amend Chapter 358 of the Session Laws of 1959 relating to the compensation of the chairman and members of the board of commissioners of Washington County.

Passes its second and third readings and is ordered enrolled.

H. B. 1024, a bill relating to the compensation of the sheriff and deputy sheriffs of Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1078, a bill to regulate the fees of the various justices of the peace of Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 1107, a bill to increase from \$1.00 to \$1.25 the costs to be assessed in criminal cases in Vance County in behalf of the Vance County Peace Officers' Relief Association.

Passes its second and third readings and is ordered enrolled.

H. B. 1141, a bill to establish mileage allowance for jurors in Watauga County and to authorize the board of commissioners to fix the cost of court to permit payment thereof.

Passes its second and third readings and is ordered enrolled.

## SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, upon third reading.

Senator Hanes offers an amendment which fails of adoption.

Senator Johnson offers an amendment.

Upon the adoption of the amendment, Senator Currie calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 5, noes 40, as follows:

Those voting in the affirmative are: Senators Clark, Forsyth, James, Johnson, Strong—5.

Those voting in the negative are: Senators Aydtlett, Bailey, Belk, Brantley, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Walton, Warren, White, Whitley, Williams, Yates, Yow—40.

Senators Simmons and Story vote "present".

Senator Walton offers an amendment which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 15, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Humber, James, Johnson, Jolly, Jones, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Walton, Warren, White, Whitley, Williams, Yates, Yow—33.

Those voting in the negative are: Senators Belk, Clark, Currie, Hanes, Hatcher, Hollowell, Horton, Jordan, Long, MacLean, Morgan of Cleveland, Saunders, Stikeleather, Story, Strong—15.

The bill, as amended, is ordered sent to the House of Representatives, without engrossment, by special messenger.

Committee substitute for S. B. 201, a bill to provide more adequate protection for insured motorists and to permit uninsured motorists to register vehicles upon payment of additional fee and to eliminate FS forms.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill remains upon the Calendar for its second roll call reading.

S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single Public Utilities Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to Public Utilities.

The substitute bill offered by the Committee is adopted.

Upon motion of Senator Stikeleather, action on the bill is postponed until Thursday, June 6, 1963, and is made a Special Order of the day.

S. B. 591, a bill to authorize the qualified voters of the town of Wadesboro to determine whether or not alcoholic beverage control stores shall be established in said town, and to prescribe the disposition of the net funds thereof.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

The following remarks by Senator Charles W. Strong are ordered spread upon the Journal:

In accordance with Article II, Section 17 of the North Carolina Constitution, I exercise my right to protest and dissent from the act to redistrict the Senate as embodied in Committee substitute for S. B. 6 as being injurious to Constitutional amendment. I enter this statement in the Journal because I believe that this act does not meet the requirement of the North Carolina Constitution. I submit for the record the following reasons:

(a) The "as near as may be" requirement for each Senator to represent an equal number of inhabitants is not met by either Section 120-1 as proposed in Section 1 or by the Constitutional Amendment as proposed in Section 4 of Committee substitute for S. B. 6. The Constitutional amendment proposed only compounds the problem.

(b) This act discriminates against citizens who live in the more populous areas of the State and thereby does constitute "invidious" legislation. A citizen in one part of this State should count the same as in other parts of the State as far as representation in the State Senate. People are the only Constitutional factor that can be recognized if this present Constitutional requirement is met. To discriminate against the geographical areas in which our largest growth is occurring because they are growing is certainly not in accordance with the fundamental principle of Constitutional representation as written into our present Constitution. An "equitable" representation, "as near as may be" equal for each Senator is the only basis now defined in law.

(c) To spend \$360,000 (approximately) unnecessarily and with the possibility that the vote will fail. The "piggy-back" bill can only be construed as an effort to stave off Federal Court intervention by the plea of right of the people to vote in a Special Election on October 8, 1963. There is still to be decided by court action whether the General Assembly can call a General Election, at present there is only a "letter opinion" from the Supreme Court Judges to Governor Hodges and not a test case decision.

Upon motion of Senator Strong, the Senate adjourns in recognition and commemoration of Pope John XXIII, to meet tomorrow morning at 11:30 o'clock.

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### ONE HUNDRED THIRD DAY

SENATE CHAMBER,  
Wednesday, June 5, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Senator Morgan of Cleveland.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.



Upon motion of Senator Kirby, the courtesies of the galleries are extended to Mr. and Mrs. Carnell Lamm of Wilson County.

Upon motion of Senator Stikeleather, the courtesies of the galleries are extended to Mr. Andy Nesbitt of Buncombe County.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to Vernon Morton, Jim Miles and Whitney Weaver of Wilson County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to George Neal, George Neal, Jr. and Carlyle Isley of Alamance County.

Upon motion of Senator White, the courtesies of the galleries are extended to Mrs. Marion Whitaker, Mr. Robert Witherington, Mrs. Pat Crawford and Mrs. Richard W. Borden of Lenoir County.

Upon motion of Senators Jolly, Kirby and Shelton, the courtesies of the galleries are extended to W. B. Harrison of Edgecombe County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to the teachers and the students of the State School for the Blind of Wake County.

The President extends the courtesies of the galleries to Mr. and Mrs. Carl Lanier of Rockingham County, and their daughter and son, Linda Ann Lanier and Carl Lanier, Jr., are made honorary pages of the Senate.

Upon motion of Senator Propst, the courtesies of the galleries are extended to Mr. and Mrs. W. D. Ratchford, Jr. of Cabarrus County, and their daughters, Susan and Mary Ratchford, are made honorary pages of the Senate.

Senator Mills moves that H. B. 734, a bill to provide equal compensation and promotions for men and women employed in the State Government, be taken from the Unfavorable Calendar.

The motion fails to prevail.

Upon motion of Senator Propst, S. B. 627, a bill to create a Cemetery Commission for the city of Saluda and to authorize the levy of a special tax for cemetery purposes by said city, is taken from the Committee on Local Government and placed upon today's Calendar.

Upon motion of Senator Propst, H. B. 1174, a bill to incorporate the town of Ranlo in Gaston County, State of North Carolina, is taken from the Committee on Local Government and placed upon today's Calendar.

Upon motion of Senator White, the President of the Senate in his discretion is authorized to continue referring bills introduced in the Senate and received in the Messages from the House of Representatives to the Senate regular Standing Committees other than the Calendar Committee recently appointed.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 607, a joint resolution honoring Albert Coates, founder of the Institute of Government at Chapel Hill.

S. B. 13, an act to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes.

S. B. 14, an act to make appropriations to provide capital improvements for State institutions, agencies, and departments.

S. B. 315, an act to provide for the creation of unit ownership in real property; defining the elements of such ownership and the manner in which the same shall be established, and taxed.

S. B. 322, an act relating to the revenue bond financing of a project consisting of a stadium, with appurtenances and incidentals, for athletic events and other purposes on property located in Wake County under the jurisdiction of North Carolina State College of Agriculture and Engineering of the University of North Carolina; authorizing the board of trustees of the University of North Carolina to construct, finance, operate and maintain such project and to issue revenue bonds therefor without a pledge of taxes or the faith and credit of the State; providing for a pledge of revenues and student athletic fees sufficient to pay such bonds and project operating expenses; exempting from taxes and assessments such project, bonds and income therefrom; authorizing revenue refunding bonds and bond anticipation notes; prescribing the rights and remedies of the holders of said bonds; repealing Chapter 917, Session Laws of 1959; and authorizing the vesting of certain powers in the executive committee of such board.

S. B. 363, an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System of North Carolina and Social Security Administration.

S. B. 415, an act to amend Chapter 115 of the General Statutes relating to the powers of the State Board of Education to receive and administer gifts, grants and donations for special educational and cultural projects and to empower the said board to use relevant data for teacher allotment.

S. B. 430, an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the firemen's relief fund of the town of Morganton.

S. B. 464, an act to revise and consolidate the charter of the town of Bunn in Franklin County.

S. B. 479, an act to create an emergency reserve fund for persons engaged in the enforcement of the criminal laws in Stanly County.

S. B. 499, an act to amend General Statutes 58-63(3) relating to the schedule of fees and charges of the Commissioner of Insurance.

S. B. 519, an act amending Chapter 308, Session Laws of 1959, extending the time for issuance of bonds by counties and municipalities for providing storage of water at projects constructed pursuant to the Act of Congress cited as "Water Supply Act of 1958".

S. B. 520, an act to amend Chapter 202 of the Private Laws of 1925, being the charter of the town of Morehead City, with reference to the powers of said town and the raising of revenues in said town.

S. B. 540, an act permitting Harnett County to authorize bonds for school purposes in the maximum aggregate principal amount of four million five hundred thousand dollars (\$4,500,000.) notwithstanding the limitation of debt for such purposes in the County Finance Act.

S. B. 598, an act to amend Section 9-4 of the General Statutes of North Carolina as same appears in the 1961 Cumulative Supplement to Volume 1B to provide for the drawing of jurors in Montgomery County.

H. B. 263, an act to prevent the taking of deer with the aid of boats.

H. B. 737, an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of motor clubs and associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

H. B. 775, an act to amend Chapter 48 of the General Statutes relating to the adoption of minors to provide that no specific length of residence in North Carolina shall be required in cases for the adoption of stepchildren.

H. B. 813, an act to provide for the reorganization and consolidation of the Elizabeth City Board of Education and the Pasquotank County Board of Education and to create and establish one administrative board for all of the public schools in Pasquotank County.

H. B. 862, an act to amend General Statutes 153-9.35 $\frac{3}{4}$ , relating to farm soil conservation work, so as to make it apply to McDowell County.

H. B. 945, an act to amend Chapter 20 of the General Statutes of North Carolina relating to wreckers.

H. B. 947, an act to amend General Statutes 153-180 relating to fees of the county jailer in Rowan County.

H. B. 960, an act to authorize the board of county commissioners of Onslow County to fix the compensation of members and chairman of the board of education of Onslow County.

H. B. 1003, an act to authorize the board of county commissioners of Beaufort County to fix compensation of elected officers of the said county.

H. B. 1006, an act to amend Chapter 358 of the Session Laws of 1959 relating to the compensation of the chairman and members of the board of commissioners of Washington County.

H. B. 1017, an act to provide for the merger of the Laurinburg City School Administrative Unit and the Scotland County School Administrative Unit.

H. B. 1024, an act relating to the compensation of the sheriff and deputy sheriffs of Wilson County.

H. B. 1078, an act to regulate the fees of the various justices of the peace of Forsyth County.

H. B. 1107, an act to increase from \$1.00 to \$1.25 the costs to be assessed in criminal cases in Vance County in behalf of the Vance County Peace Officers' Relief Association.

H. B. 1141, an act to establish mileage allowance for jurors in Watauga County and to authorize the board of commissioners to fix the costs of court to permit payment thereof.

H. B. 1227, an act to appoint the Honorable John W. Umstead, Jr. as a life member of the North Carolina Hospitals Board of Control and to provide that he serve as chairman of said board at his pleasure as long as his health permits and to appoint him as chairman emeritus of said board for life upon his resignation as chairman.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Appropriations:

S. B. 113, a bill to fix the salaries of the chief justice and associate justices of the Supreme Court and the judges and district solicitors of the Superior Court of North Carolina, with a favorable report, as amended.

S. B. 169, a bill to appropriate funds to preserve and restore historic artifacts, with a favorable report.

S. B. 231, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Old Brunswick Town State Historic Site in Brunswick County, with a favorable report.

S. B. 232, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Fort Fisher, New Hanover County, with a favorable report.

S. B. 328, a bill to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses, with a favorable report, as amended.

S. B. 356, a bill to appropriate funds to be used to construct an access road to the Kron House restoration, and a parking area, at Morrow Mountain State Park, with a favorable report.

S. B. 378, a bill to make provision for the payment of certain State expenses in connection with Federal litigation arising out of State cases, with a favorable report.

S. B. 384, a bill to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor, with a favorable report, as amended.

S. B. 393, a bill to establish the Space and Technology Research Center at the Research Triangle, with a favorable report.

S. B. 398, a bill to appropriate funds to the Department of Archives and History for the development and maintenance of the grave site of Richard Caswell in Lenoir County, with a favorable report.

S. B. 614, a bill to provide for research studies on organic soils of the Southern Albemarle area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort, with a favorable report, as amended.

By Senator Currie, for the Committee on Constitution:

S. B. 284, a bill to amend Article I of the Constitution of North Carolina so as to provide for the right of petition by the people of the State to call for a referendum vote on any question involving the welfare or government of the people, with an unfavorable report.

S. B. 478, a bill to amend the Constitution of North Carolina by rewriting Section 23 of Article II thereof so as to give the Governor of North Carolina the power to veto legislation passed by the General Assembly, with an unfavorable report.

By Senator Aydlott, for the Committee on Counties, Cities and Towns:

S. B. 334, a bill to repeal Chapter 1088 of the Session Laws of 1961 relating to the establishing of a public hospital for Carteret County, and to defer other action until bond referendum may be had, with a favorable report, as amended.

Upon motion of Senator Hamilton, the bill is placed upon today's Calendar.

S. B. 611, a bill to consolidate the town of Bayshore Park and the town of Cape Carteret in Carteret County, with a favorable report.

H. B. 174, a bill relating to the qualifications required of a person to be appointed county manager of Brunswick County, with an unfavorable report.

H. B. 605, a bill to revise and amend the charter of the town of Grover, Cleveland County, North Carolina, as contained in Chapter 12, Private Laws of 1885, with a favorable report.

H. B. 774, a bill relating to the duties, compensations and number of certain officers and employees of Macon County, with an unfavorable report.

H. B. 586, a bill authorizing the board of commissioners of Mitchell County to appropriate funds not exceeding \$15,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located, with a favorable report.

H. B. 850, a bill to amend General Statutes 160-402 relating to the limitation of the tax return for general purposes, as the same applies to the town of Bakersville in Mitchell County, with a favorable report.

H. B. 1018, a bill to authorize Reserve Deputy Sheriffs in Guilford County, with an unfavorable report.

H. B. 1020, a bill to amend Section 3 of Chapter 540, Session Laws of 1953, with a favorable report.

H. B. 1025, a bill relating to compensation in the office of the tax collector of Wilson County, with a favorable report.

H. B. 1032, a bill to appoint a treasurer for Wake County, with a favorable report.

H. B. 1038, a bill to repeal various acts relating only to Guilford County, with a favorable report.

H. B. 1048, a bill to provide for four year terms of office for members of the city council of Asheville, with a favorable report, as amended.

H. B. 1071, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended, with a favorable report.

H. B. 1076, a bill to amend Chapter 36, Private Laws Extra Session 1908, and to repeal Chapter 137 of the Private Laws of 1929 and Chapter 33 of the Private Laws of 1931, relating to municipal elections in the town of Bailey, with a favorable report.

H. B. 1128, a bill to amend the charter of the town of Surf City in Pender County, with a favorable report.

H. B. 1132, a bill to validate tax levies and collections in the town of Colerain in Bertie County, with a favorable report.

H. B. 1137, a bill to authorize the governing board of the town of Broadway to enter into a contract with Lee County under which the county will furnish police protection for said town, with a favorable report.

H. B. 1149, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Bertie County and all municipalities in Bertie County, with a favorable report.

H. B. 1161, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners, with a favorable report.

H. B. 1170, a bill relating to the appointment of plumbing inspectors in Chatham, Lee and Orange Counties, with a favorable report.

H. B. 450, a bill to amend General Statutes 160-94 to provide for extension of time for payment of special assessment, with a favorable report.

By Senator Jordan, for the Committee on Insurance:

Committee substitute for H. B. 384, a bill to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes, with a favorable report, as amended.

H. B. 510, a bill to amend Article 9, Chapter 143 of the General Statutes of North Carolina to clarify and define the responsibility for the enforcement of the North Carolina State Building Code, with a favorable report.

By Senator Morgan of Cleveland, for the Committee on Manufacturing, Labor and Commerce:

S. B. 441, a bill to rewrite Section 95-88 of the General Statutes so as to exclude from the enumeration of persons employed in establishments those persons who are engaged in exempt employment as defined by the Minimum Wage Act, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

By Senator Brantley, for the Committee on Penal Institutions:

S. B. 571, a bill to amend Chapter 148 of the General Statutes of North Carolina relating to the State Prison system, with a favorable report.

By Senator Stikeleather, for the Committee on Public Utilities:

S. B. 444, a bill to define the territory of Electric Membership Corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 385, a bill to amend Chapter 133 of the General Statutes so as to include Public Utility projects within the classes of Public Works upon which preparation of plans shall be prepared by a registered architect or registered engineer, with a favorable report.

By Senator Clark, for the Committee on State Government:

S. B. 502, a bill to authorize the erection of an appropriate memorial upon the lands of the Cliffs of the Neuse State Park honoring the Whitfield heirs for their part in the establishment of said park, with a favorable report.

S. B. 608, a bill to establish an incentive award program for State employees, with a favorable report.

S. B. 609, a bill to make Article 2 of Chapter 143 of the General Statutes, the same being the State Personnel Act, applicable to persons employed solely on an hourly basis with respect to fixing compensation of such employees, with a favorable report.

H. B. 613, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property, with a favorable report.

Upon motion of Senator Clark, the bill is re-referred to the Committee on Appropriations.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Harnett: S. B. 629, a bill to fix the annual expense allowance of the Lieutenant Governor of North Carolina.

Referred to Committee on Salaries and Fees.

By Senator Johnson: S. B. 630, a bill to amend Article III, Chapter 667, Session Laws of 1959, relating to elections in the city of Statesville, North Carolina.

Upon motion of Senator Johnson, the rules are suspended and the bill is taken up for immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Snow: S. B. 631, a bill to validate certain deeds made by the municipality of Mount Airy where public notice was given once a week for four consecutive weeks but sales were made before the thirty day notice had expired.

Upon motion of Senator Snow, the rules are suspended and the bill is taken up for immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Brantley: S. B. 632, a bill to authorize the board of county commissioners of Polk County to exercise the authority granted by Article 3 of Chapter 139 of the General Statutes, relating to watershed improvement programs, and to levy a tax for such purpose without approval of the voters.

The bill is placed upon the Calendar.

By Senator James: S. B. 633, a bill to amend General Statutes 160-181.2 so as to prohibit the town of Rockingham from exercising extraterritorial zoning jurisdiction within the area known as East Rockingham.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 640, a bill to allow the use of pistols and revolvers for taking game animals.

Referred to Committee on Wildlife.

H. B. 725, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

Referred to Committee on Judiciary No. 1.

H. B. 811, a bill to amend General Statutes 130-9(e) relating to the licensing of nursing homes and boarding homes for the aged and infirm.

Referred to Committee on State Government.

H. R. 1062, a joint resolution providing for the appointment of a commission for the purpose of making a reorganization study of the Division of Commercial Fisheries of the Department of Conservation and Development.

Referred to Committee on Conservation and Development.

H. R. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 580, a bill to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives.

S. B. 535, a bill to amend the charter of the town of Cary as contained in Chapter 80 of the Private Laws of 1870-71, as amended, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 542, a bill to amend Chapter 549 of the Session Laws of 1961 relating to support of the Pitt County Law Library, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 602, a bill to revise and consolidate the charter of the city of Wilmington, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 605, a bill enabling the city of Goldsboro and the county of Wayne to jointly establish an airport and providing for the maintenance of a joint airport by said city and county, upon second reading.



The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

S. B. 610, a bill to authorize the incorporation of a municipal corporation in Lincoln County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 944, a bill authorizing investment and disposition of proceeds of preferred railroad stock held by Windsor Township in Bertie County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 974, a bill to authorize the board of county commissioners of Carteret County to make appropriations for industrial development purposes and to create and fix the powers of an Industrial Development Commission for Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 985, a bill extending the corporate limits of the town of Havelock and extending the jurisdiction of Havelock policemen, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 988, a bill pertaining to Article 3, Chapter 139, of the General Statutes, as the same relates to a watershed improvement program in Forsyth County; to amend Chapter 794, 1961 Session Laws, concerning the exercise of the power of eminent domain so that same shall apply to Forsyth County, and to authorize the board of commissioners of Forsyth County to appropriate and make available certain public funds for small watershed programs in Forsyth County, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 992, a bill to revise and consolidate the charter of the town of Micro, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 997, a bill to incorporate the town of Tar Heel in Bladen County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 1092, a bill to amend the charter of the town of Denton, Davidson County, so as to authorize local improvements and assessments without petition, upon second reading.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of

Harnett, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

H. B. 1174, a bill to incorporate the town of Ranlo in Gaston County, State of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 627, a bill to create a cemetery commission for the city of Saluda and to authorize the levy of a special tax for cemetery purposes by said city, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 334, a bill to repeal Chapter 1088 of the Session Laws of 1961 relating to the establishing of a public hospital for Carteret County, and to defer other action until bond referendum may be had.

Senator Hamilton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 536, a bill to approve and confirm contracts between the city of Raleigh and the town of Cary and between the city of Raleigh and the town of Garner with regard to the treatment of sewage by the city of Raleigh for said towns.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 538, a bill to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Burke to appoint an assistant coroner for Burke County, and to amend General Statutes 152-5 with respect to the compensation of the Burke County coroner.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 556, a bill to rewrite Chapter 794 of the Session Laws of 1961 relating to the exercise of the power of eminent domain in small watershed improvement programs, as the same applies to Iredell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 558, a bill to grant additional authority to the city of Charlotte to regulate public solicitations for charitable and similar causes.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 559, a bill to authorize the city of Charlotte to make and enter into service contracts extending over a term of years for the disposal of municipal refuse.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 595, a bill to amend Chapter 105-327 of the General Statutes of North Carolina to authorize the Burke County Board of Equalization and Review to continue to function as such board beyond the third Monday limitation contained in General Statutes 105-327(E) for the year 1963.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 560, a bill to amend the charter of the city of Charlotte relative to condemnation procedures.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 594, a bill to amend Chapter 105-213 of the General Statutes of North Carolina to deposit intangible tax allocations in the County General Fund and to provide for the expenditure of such funds, applicable to Burke County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 497, a bill to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 748, a bill authorizing the board of county commissioners of Henderson County to fix the number of salaried county employees and the compensation of county employees.

Passes its second and third readings and is ordered enrolled.

H. B. 815, a bill to amend the charter of the city of Jacksonville, Onslow County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 958, a bill relating to the punishment for public drunkenness in Martin County.

Passes its second and third readings and is ordered enrolled.

H. B. 971, a bill relating to the disposition of dog taxes collected in Dare County.

Passes its second and third readings and is ordered enrolled.

H. B. 972, a bill to authorize the Nash County Board of Commissioners to convey certain property to the town of Red Oak.

Passes its second and third readings and is ordered enrolled.

H. B. 973, a bill to amend Chapter 797, Session Laws of 1957, relating to the cemetery commission of the county of Graham.

Passes its second and third readings and is ordered enrolled.

H. B. 977, a bill to make the provisions of Part 3 of Article 36 of Chapter 160 of the General Statutes relating to the extension of corporate limits of municipalities applicable to Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 987, a bill to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, so as to extend police jurisdiction for one mile outside the corporate limits.

Passes its second and third readings and is ordered enrolled.

H. B. 991, a bill to amend Chapter 448 of the Session Laws of 1961 relating to mileage allowance for jurors in Johnston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1004, a bill to amend Chapter 787 of the Session Laws of 1953 relating to the abolishment of taxes due Buncombe County and the city of Asheville so as to make the same applicable to all other municipalities in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 1008, a bill to amend Section 85, Article XV of the charter of Winston-Salem, relating to sessions of the municipal court in said city.

Passes its second and third readings and is ordered enrolled.

H. B. 1031, a bill relating to the recorder's court for White Oak, Buckhorn, Cedar Fork and Leesville Townships at Apex, Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1037, a bill to amend Chapter 794, Session Laws of 1961, relating to the power of eminent domain in connection with small watershed programs, so as to make it applicable to Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1053, a bill to validate proceedings and actions heretofore taken concerning the calling and holding of the election of the board of commissioners of the town of Nags Head including the registration therefor and the giving of notice of such registration.

Passes its second and third readings and is ordered enrolled.

H. B. 1056, a bill to permit the city of Durham and Durham County to supplement the retirement allowances of certain city and county employees.

Passes its second and third readings and is ordered enrolled.

H. B. 1057, a bill to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 21 and 24 to authorize the City Council to appoint an acting city clerk and an acting city treasurer, and defining their authority.

Passes its second and third readings and is ordered enrolled.

H. B. 1069, a bill to amend General Statutes 66-84 to include Sampson County among the counties in which the Closing-Out Sales Law is applicable.

Passes its second and third readings and is ordered enrolled.

H. B. 1077, a bill to modify General Statutes 161-22, relating to the Indexing of Instruments affecting only personal property in the office of the register of deeds in Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 1085, a bill to amend General Statutes 160-227.1 relating to regulation of subdivisions by making the same applicable to Durham County.

Passes its second and third readings and is ordered enrolled.

H. B. 1091, a bill to include Davidson County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Passes its second and third readings and is ordered enrolled.

H. B. 1129, a bill to amend Chapter 981 of the Session Laws of 1961 relating to the salaries of certain officials of Franklin County.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 1131, a bill to amend General Statutes 7-400 as it relates to the criminal court of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 1138, a bill relating to the selection of jurors in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 1139, a bill to authorize the county of Durham and the city of Durham to provide for the consolidation of tax listing and tax collection functions of the county and city.

Passes its second and third readings and is ordered enrolled.

H. B. 1140, a bill to amend Section 14-410 of the General Statutes, as the same applies to Durham County, so as to require written authority from the governing body of cities and towns in said county as a condition for the use of pyrotechnics at exhibitions within the corporate limits of such cities and towns.

Passes its second and third readings and is ordered enrolled.

H. B. 1148, a bill to validate the acts of A. S. Ballou, Justice of the Peace in the city of Oxford, in Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 1156, a bill to amend Chapter 289, Public Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs.

Upon motion of Senator Jones, action on the bill is postponed until Monday, June 10, 1963.

H. B. 1160, a bill to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers.

Passes its second and third readings and is ordered enrolled.

Committee substitute bill for S. B. 201, a bill to provide more adequate protection for insured motorists and to permit uninsured motorists to register vehicles upon payment of additional fee and to eliminate FS forms.

Upon motion of Senator Jordan, the bill is laid upon the Table.

H. B. 1035, a bill to amend Subchapter III of Chapter 156 of the General Statutes relating to drainage districts as it relates to notice of hearings and letting of contract; types of bonds and notes; sinking funds; treasurer; auditor; superintendent of construction, recording of bonds and notes, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 544, a bill to amend General Statutes 143-166 relating to benefits payable from the Law Enforcement Officers' Benefit and Retirement Fund.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

The amendment offered by Senator Simmons is adopted.

Senators Hanes and Jones offer an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

Upon motion of Senator Yow, the vote by which the bill, as amended, passed its third reading is reconsidered.

Upon motion of Senator Jones, the vote by which the amendment offered by Senators Hanes and Jones was adopted is reconsidered.

Upon the adoption of the amendment offered by Senators Hanes and Jones, Senator White calls for the "ayes" and "noes".

The call is sustained.

The amendment is adopted by roll call vote, ayes 24, noes 22, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Brantley, Crew, Currie, Forsyth, Gurganus, Hanes, Harrington, Hollowell, Horton, Johnson, Jones, Long, MacLean, Midgett, Morgan of Cleveland, Shelton, Stikeleather, Story, Strong, Warren, Whitley, Yates—24.

Those voting in the negative are: Senators Belk, Garriss, Hamilton, Hatcher, Humber, James, Jolly, Jordan, Kirby, Martin, Meares, Mills, Morgan of Harnett, Propst, Scott, Seay, Simmons, Snow, Walton, White, Williams, Yow—22.

Upon the passage of the bill upon its third reading, Senator Morgan of Cleveland calls for the ayes and noes.

The call is sustained.

The bill, as amended, passes its third reading by roll call vote, ayes 32, noes 15, as follows:

Those voting in the affirmative are: Senators Belk, Clark, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Martin, Meares, Mills, Morgan of Harnett, Propst, Scott, Seay, Simmons, Snow, Story, Strong, Walton, Warren, White, Williams, Yow—32.

Those voting in the negative are: Senators Aydtlett, Bailey, Brantley, Crew, Currie, Hollowell, Horton, Long, MacLean, Midgett, Morgan of Cleveland, Shelton, Stikeleather, Whitley, Yates—15.

The bill is ordered engrossed.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

Senator Scott offers an amendment which fails of adoption.

Senator Morgan of Harnett offers an amendment which is adopted.

Senator Whitley offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Scott to its third reading, the bill remains upon the Calendar.

S. B. 477, a bill to amend General Statutes 105-130 and General Statutes 105-132 to define the term "resident" of North Carolina.

Upon motion of Senator Garriss, the bill is re-referred to the Committee on Election Laws and Legislative Representation.

S. B. 501, a bill to amend certain sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs, upon second reading.

Senator Horton offers an amendment which fails of adoption.

Senator Kirby offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 33, noes 9, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, Johnson, Jolly, Jones, Kirby, MacLean, Martin, Meares, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Walton, White, Whitley, Yates, Yow—33.

Those voting in the negative are: Senators Horton, Jordan, Midgett, Snow, Stikeleather, Story, Strong, Warren, Williams—9.

S. B. 569, a bill to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain non-profit corporations or associations at private sale.

The amendment offered by the Committee is adopted.

Upon motion of Senator Yow, action on the bill is postponed until tomorrow, Thursday, June 6, 1963.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 11:30 o'clock.

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### ONE HUNDRED FOURTH DAY

SENATE CHAMBER,  
Thursday, June 6, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Bailey, the courtesies of the galleries are extended to the teachers and the students of the Elk Park Elementary School of Yancey County.



Upon motion of Senator Belk, the courtesies of the galleries are extended to Colonel Don Denton and Colonel John Susko of the U. S. Air Force, and John Douglas Ronson and Richard W. Ronson are made honorary pages of the Senate.

Upon motion of Senator Seay, the courtesies of the galleries are extended to Mrs. Gordon Hanes, wife of Senator Hanes of Forsyth County, and to his father James G. Hanes of Forsyth County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Gene Watts, Mrs. J. A. Long, Jr., Mrs. Claude Kidd and Mrs. Howard Cates of Alamance County.

Upon motion of Senator James, the courtesies of the galleries are extended to Miss Louise Lackey, Miss Earl Stroupe, Miss Lottie Stroupe and Mrs. Cochran of Richmond County.

Upon motion of Senator Jordan, the courtesies of the galleries are extended to Tommy Garriss and Jimmy Garriss, nephews of Senator Garriss of Montgomery County.

Upon motion of Senator Currie, the courtesies of the galleries are extended to Mr. and Mrs. J. Burton Linker of Orange County.

The Chair extends the courtesies of the galleries to Mrs. Fred Crouch and Mrs. Vernon of Forsyth County, and Fred Crouch, Jr., and Allen Lindley are made honorary pages of the Senate.

Upon motion of Senator Simmons, the courtesies of the galleries are extended to Mrs. Simmons, mother of Senator Simmons of Duplin County, and to his aunt Miss Bessie Kornegay.

Upon motion of Senator Brantley, the courtesies of the galleries are extended to Oliver Taylor of Polk County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Robert Lee Humber, wife of Senator Humber of Pitt County, his daughter-in-law Mrs. M. B. Humber, and their two grandchildren, Robert Lee Humber, II, and Eileen Genevieve Humber, are made honorary pages of the Senate.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 504, an act authorizing and empowering the governing body of the city of Durham to compensate Southern Repair Service, Inc., for damages inflicted upon its property at 1102 Angier Avenue in the city of Durham as a result of police action in apprehending an escaped convict then in said premises.

S. B. 537, an act to authorize the city of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

S. B. 548, an act to amend Section 153-266.9 of the General Statutes of North Carolina relating to county subdivision regulations by making the same applicable to Harnett County.

S. B. 551, an act to amend an Act of the General Assembly of 1963, designated as S. B. 3 and ratified February 14, 1963, for the purpose of creating a criminal offense for a violation of the rules and regulations of the Legislative Building Governing Commission.

S. B. 563, an act making it unlawful to interfere or abuse any law enforcement officer while in the discharge of his duties in Forsyth County.

S. B. 583, an act to amend Section 160-173 of the General Statutes relating to zoning regulations of municipal corporations.

S. B. 630, an act to amend Article III, Chapter 667, Session Laws of 1959, relating to elections in the city of Statesville, North Carolina.

S. B. 631, an act to validate certain deeds made by the municipality of Mount Airy where public notice was given once a week for four consecutive weeks but sales were made before the thirty-day notice had expired.

H. B. 663, an act to create a Legislative Council in North Carolina.

H. B. 748, an act authorizing the board of county commissioners of Henderson County to fix the number of salaried county employees and the compensation of county employees.

H. B. 815, an act to amend the charter of the city of Jacksonville, Onslow County, North Carolina.

H. B. 958, an act relating to the punishment for public drunkenness in Martin County.

H. B. 971, an act relating to the disposition of dog taxes collected in Dare County.

H. B. 972, an act to authorize the Nash County Board of Commissioners to convey certain property to the town of Red Oak.

H. B. 973, an act to amend Chapter 797, Session Laws of 1957, relating to the cemetery commission of the county of Graham.

H. B. 977, an act to make the provisions of Part 3 of Article 36 of Chapter 160 of the General Statutes relating to the extension of corporate limits of municipalities applicable to Person County.

H. B. 987, an act to amend Chapter 669, Session Laws of 1959, the same being the charter of the town of Spray, so as to extend police jurisdiction for one mile outside the corporate limits.

H. B. 991, an act to amend Chapter 448 of the Session Laws of 1961 relating to mileage allowance for jurors in Johnston County.

H. B. 1004, an act to amend Chapter 787 of the Session Laws of 1953 relating to the abolishment of taxes due Buncombe County and the city of Asheville so as to make the same applicable to all other municipalities in said county.

H. B. 1008, an act to amend Section 85, Article XV of the charter of Winston-Salem, relating to sessions of the Municipal Court in said city.

H. B. 1031, an act relating to the Recorder's Court for White Oak, Buckhorn, Cedar Fork and Leesville Townships at Apex, Wake County.

H. B. 1037, an act to amend Chapter 794, Session Laws of 1961, relating to the power of eminent domain in connection with small watershed programs, so as to make it applicable to Guilford County.

H. B. 1053, an act to validate proceedings and actions heretofore taken concerning the calling and holding of the election of the board of commissioners of the town of Nags Head including the registration therefor and the giving of notice of such registration.

H. B. 1056, an act to permit the city of Durham and Durham County to supplement the retirement allowances of certain city and county employees.

H. B. 1057, an act to amend the charter of the city of Durham, being Chapter 142, Private Laws of 1921, as amended, by amending Sections 21 and 24 to authorize the city council to appoint an acting city clerk and an acting city treasurer, and defining their authority.

H. B. 1069, an act to amend General Statutes 66-84 to include Sampson County among the counties in which the closing out sales law is applicable.

H. B. 1077, an act to modify General Statutes 161-22, relating to the indexing of instruments affecting only personal property in the office of the register of deeds in Forsyth County.

H. B. 1085, an act to amend General Statutes 160-227.1 relating to regulation of subdivisions by making the same applicable to Durham County.

H. B. 1091, an act to include Davidson County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

H. B. 1131, an act to amend General Statutes 7-400 as it relates to the Criminal Court of Davie County.

H. B. 1138, an act relating to the selection of jurors in Lee County.

H. B. 1139, an act to authorize the county of Durham and the city of Durham to provide for the consolidation of tax listing and tax collection functions of the county and city.

H. B. 1140, an act to amend Section 14-410 of the General Statutes, as the same applies to Durham County, so as to require written authority from the governing body of cities and towns in said county as a condition for the use of pyrotechnics at exhibitions within the corporate limits of such cities and towns.

H. B. 1148, an act to validate the acts of A. S. Ballou, justice of the peace in the city of Oxford, in Granville County.

H. B. 1160, an act to provide that a jail fee shall be taxed as part of the court costs in the Mayor's Court of the town of Whitakers.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 334, a bill to repeal Chapter 1088 of the Session Laws of 1961 relating to the establishing of a public hospital for Carteret County and for other related purposes.

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

S. B. 569, a bill to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Midgett, for the Committee on Conservation and Development:

H. R. 1062, a joint resolution providing for the appointment of a commission for the purpose of making a reorganization study of the Division of Commercial Fisheries of the Department of Conservation and Development, with a favorable report.

H. B. 1114, a bill to authorize the governing authority of any municipal corporation in its discretion to submit to the people of the municipality the question of whether or not the process of flouridation should be utilized in the municipal water supply, with a favorable report.

By Senator Aydlett, for the Committee on Counties, Cities and Towns:

H. B. 1058, a bill to revise and modify the charter of the city of Rocky Mount, with a favorable report, as amended.

By Senator Williams, for the Committee on Election Laws and Legislative Representation:

S. B. 477, a bill to amend General Statutes 105-130 and General Statutes 105-132 to define the term "resident" of North Carolina, with a favorable report, as amended.

H. B. 770, a bill to remove Clay County from the operation of the Statewide Primary Law as to nominating Republican candidates for county offices and members of the General Assembly, with an unfavorable report.

H. B. 1019, a bill to amend Chapter 88, Private Laws of 1887, being the charter of the town of Siler City, relating to elections, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 16, a bill to increase exemptions for dependents for income tax purposes, with an unfavorable report.

S. B. 122, a bill to allow for income tax purposes a limited deduction on account of Federal income taxes, with an unfavorable report.

S. B. 171, a bill to amend General Statutes 105-149(a) to allow an additional State income tax exemption for each taxpayer sixty-five years of age and over and an additional dependency deduction for each child in college, with an unfavorable report.

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 262, a bill to authorize the issuance of \$100,000,000.00 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

The bill is re-referred to the Committee on Appropriations.

S. B. 197, a bill to exempt from the sales tax sales of religious publications, with an unfavorable report.

S. B. 277, a bill to exempt from income taxation retirement annuity payments received by retired Federal Civil Service employees, with an unfavorable report.

S. B. 303, a bill to amend General Statutes 105-141, relating to the exemption from income taxation the pensions and retirement benefits received by retired Federal employees, with an unfavorable report.

S. B. 348, a bill to provide the conditions under which the wife may take the two thousand dollar (\$2000.00) State income tax exemption and to establish procedure for such, with an unfavorable report.

S. B. 353, a bill relating to sales and use tax on sales of asphalt plant mix, with an unfavorable report.

S. B. 387, a bill to amend General Statutes 105-164.14(1)i. to make the provisions thereof applicable to telephone membership corporations formed and existing under Chapter 117 of the General Statutes, to mutual telephone associations formed and existing under Article 16 of Chapter 54 of the General Statutes and to other commercial telephone and telegraph companies, with an unfavorable report.

S. B. 402, a bill to amend General Statutes 105-164.35(c) to allow refunds of sales and use tax to public airport authorities, with an unfavorable report.

S. B. 482, a bill to amend General Statutes 105-147 to provide that when both parents are working, they may deduct for income tax purposes the cost of necessary care of dependents during working hours, with an unfavorable report.

S. B. 280, a bill to allocate to the several counties of the State fifteen (15) per cent of the total net sales and use tax collections to be used for the purchase, construction, improvement, renovation and maintenance of public school plant facilities on the local and county level, with an unfavorable report.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 606, a bill to declare ownership of coastal bottoms, lying between the low tide mark and the three mile limit offshore, and all unclaimed derelicts thereon, to be in the State, and to establish procedures for securing rights to conduct salvage operations of abandoned derelicts, with a favorable report.

S. B. 624, a bill to include Halifax County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors, with a favorable report.

H. B. 725, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines, with a favorable report.

H. B. 1095, a bill to prohibit the use of certain warning devices in New Hanover County by public and private ambulances, public or private emergency vehicles, civil defense vehicles, rescue squad vehicles, voluntary lifesaving organization vehicles and other similar emergency vehicles, and to require such vehicles to comply with all statutory requirements pertaining to speed limits, right-of-way regulations and all other highway safety laws and ordinances, with a favorable report.

H. B. 1155, a bill to exempt Burke County from the municipal annexation laws, with an unfavorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Committee substitute for H. B. 801, a bill to amend General Statutes 1-339.25 relating to upset bids on public sales, with a favorable report, as amended.

By Senator Propst, for the Committee on Local Government:

S. B. 628, a bill to authorize the city of Raleigh to enter into a contract with Brookhaven, Incorporated, to supply water upon such terms as may be agreed upon by the parties, with a favorable report.

Committee substitute for H. B. 498, a bill to amend Chapter 113 of the General Statutes relating to taxes on seafood for home consumption, with a favorable report.

H. B. 1088, a bill to create a Law Enforcement Officers Relief Fund for the Peace Officers Association of Richmond County, with a favorable report.

H. B. 1110, a bill to fix the salaries of certain officials and employees of New Hanover County, with a favorable report, as amended.

H. B. 1116, a bill to authorize boards of county commissioners to combine the separate tax levies for certain public welfare purposes, with a favorable report.

H. B. 1147, a bill to authorize the board of county commissioners of Gaston County and the Gastonia Township Airport Commission to convey all of the real and personal property of the airport commission to the city of Gastonia, with a favorable report.

H. B. 1179, a bill to fix penalties and discounts upon the payment of taxes in Lee County, with a favorable report.

H. B. 1181, a bill to amend General Statutes 108-11 relating to county boards of public welfare as the same applies to Stokes County, with a favorable report.

H. B. 1196, a bill to authorize the chief of police, the assistant chief of police, the police captains, the lieutenants in charge of each work shift and desk sergeants, when on duty, of the cities of Lexington, Thomasville and Denton, in Davidson County, to issue warrants, with a favorable report.

H. B. 1197, a bill relating to the salaries of the mayor and members of the city council of the city of Lexington, in Davidson County, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 629, a bill to fix the annual expense allowance of the Lieutenant Governor of North Carolina, with a favorable report.

Upon motion of Senator Shelton, the bill is re-referred to the Committee on Appropriations.

H. B. 970, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford, with a favorable report.

H. B. 1082, a bill to amend Chapter 360, Session Laws of 1953, relating to fees for the service of summons and other process by the sheriff and constables of Edgecombe County, with a favorable report.

H. B. 1102, a bill authorizing the Richmond County Board of Commissioners to increase their salaries, and to fix the regular meetings of the board of commissioners, with a favorable report, as amended.

H. B. 1162, a bill to raise the salaries of the clerk of the Superior Court, the sheriff, the register of deeds and the treasurer of Mecklenburg County, with a favorable report.

H. B. 1172, a bill to amend General Statutes 153-9, relating to fixing fees charged by county officers so as to make the same applicable to Forsyth County, with a favorable report.

By Senator Yates, for the Committee on Wildlife:

H. B. 640, a bill to allow the use of pistols and revolvers for taking game animals, with an unfavorable report.

H. B. 1001, a bill to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties, with a favorable report.

H. B. 1112, a bill to amend General Statutes 113-111, relating to closed season on fox in Perquimans County, with a favorable report.

H. B. 1130, a bill to amend Chapter 113 of the General Statutes of North Carolina relating to fox hunting in Beaufort County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator James, by request: S. B. 634, a bill to amend the charter of the town of Hamlet by amending Chapter 475, Public-Local Laws of 1931, and Chapter 219, Private Laws of 1923, relating to municipal elections.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator James: S. B. 635, a bill to amend General Statutes 20-143 so as to require vehicles carrying inflammable, explosive or radioactive material to stop at certain railroad crossings.

Referred to Committee on Calendar.

By Senator Kirby: S. B. 636, a bill relating to the sale of commercial feeding stuffs for livestock, domestic animals and poultry.

Referred to Committee on Agriculture.

By Senator Bailey, by request: S. B. 637, a bill authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Referred to Committee on Calendar.

By Senator Shelton: S. B. 638, a bill to amend Chapter 1217 of the Session Laws of 1953 fixing the fees of justices of the peace in Edgecombe County.

Referred to Committee on Calendar.

By Senator Garriss, by request: S. B. 639, a bill to promote sanitation and to protect the public health and water resources in Davidson County.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 4, a bill to provide for the nomination and election of the county board of education in Wake County.

Referred to Committee on Calendar.

H. B. 542, a bill to amend Article 14 of Chapter 160 of the General Statutes relating to municipal zoning authority.

Referred to Committee on Calendar.

H. B. 720, a bill to amend Article 17 of Chapter 163 of the General Statutes of North Carolina so as to provide for voting by new residents of the State for electors of President and Vice-President of the United States.

Referred to Committee on Calendar.

H. B. 810, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to operation of school buses transporting children.

Referred to Committee on Calendar.

H. B. 1192, a bill to amend General Statutes 14-107 to make the provisions thereof relating to punishment for a worthless check offense in which the amount of the check is not over fifty dollars applicable to Person County.

Referred to Committee on Calendar.

H. B. 1209, a bill to make the provisions of Article 6 of Chapter 87 relating to water well contractors applicable to Lee, Stokes and Union Counties.

Referred to Committee on Calendar.

H. B. 1214, a bill relating to ambulance service in Alamance County.

Referred to Committee on Calendar.

H. B. 1215, a bill to amend General Statutes 105-327, relating to the meetings of the Guilford County Board of Equalization and Review, and providing for appeals to said board.

Referred to Committee on Calendar.

H. B. 1219, a bill to provide for registration of pistols and similar firearms by owners thereof in Orange County.

Referred to Committee on Calendar.

H. B. 1220, a bill relating to the holding and licensing of carnivals within Orange County.

Referred to Committee on Calendar.

H. B. 1269, a bill to amend the charter of the town of Huntersville so as to prohibit construction of any structure or dwellings in the town of Huntersville, North Carolina, for a temporary period of time.

Upon motion of Senator Belk, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1270, a bill to amend H. B. 128 enacted March 13, 1963 relating to the membership of the Pender County Board of Alcoholic Control.

Referred to Committee on Calendar.

H. B. 1224, a bill to authorize certain employees of the town of Spray to issue warrants.

Referred to Committee on Calendar.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, for concurrence in the House material amendment.

Upon motion of Senator White, the bill and its material amendment is placed upon the Calendar for its second roll call reading.

HOUSE OF REPRESENTATIVES,  
Thursday, June 6, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 285, "a bill to be entitled an act to revise the eligibility requirements for municipal street aid funds," and requests Conferees.



Mr. Speaker Blue has appointed Representatives Tate, Hunter and Kiser on the part of the House to confer with a like Committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Wednesday, June 5, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to discharge of Conferees on H. B. 62, "a bill to be entitled an act to amend General Statutes 20-63 relating to commission contracts for the issuance of motor vehicle registration plates, registration certificates and certificates of title", Mr. Speaker Blue appoints second Conferees on the part of the House of Representatives as follows: Representatives Palmer, Hamrick and White, to act with a like Committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 535, a bill to amend the charter of the town of Cary as contained in Chapter 80 of the Private Laws of 1870-71, as amended, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 542, a bill to amend Chapter 549 of the Session Laws of 1961 relating to support of the Pitt County Law Library, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 602, a bill to revise and consolidate the charter of the city of Wilmington, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 605, a bill enabling the city of Goldsboro and the county of Wayne to jointly establish an airport and providing for the maintenance of a joint airport by said city and county, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 610, a bill to authorize the incorporation of a municipal corporation in Lincoln County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 627, a bill to create a cemetery commission for the city of Saluda and to authorize the levy of a special tax for cemetery purposes by said city, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives.

H. B. 944, a bill authorizing investment and disposition of proceeds of preferred railroad stock held by Windsor Township in Bertie County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan

of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 974, a bill to authorize the board of county commissioners of Carteret County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 985, a bill extending the corporate limits of the town of Havelock and extending the jurisdiction of Havelock policemen, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 988, a bill pertaining to Article 3, Chapter 139, of the General Statutes, as the same relates to a watershed improvement program in Forsyth County; to amend Chapter 794, 1961 Session Laws, concerning the exercise of the power of eminent domain so that same shall apply to Forsyth County, and to authorize the board of commissioners of Forsyth County to appropriate and make available certain public funds for small watershed programs in Forsyth County, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 992, a bill to revise and consolidate the charter of the town of Micro, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan

of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 997, a bill to incorporate the town of Tar Heel in Bladen County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 1092, a bill to amend the charter of the town of Denton, Davidson County, so as to authorize local improvements and assessments without petition, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

H. B. 1174, a bill to incorporate the town of Ranlo in Gaston County, State of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

S. B. 611, a bill to consolidate the town of Bayshore Park and the town of Cape Carteret in Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

S. B. 632, a bill to authorize the board of county commissioners of Polk County to exercise the authority granted by Article 3 of Chapter 139 of the General Statutes, relating to watershed improvement programs, and to levy a tax for such purpose without approval of the voters, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

H. B. 605, a bill to revise and amend the charter of the town of Grover, Cleveland County, North Carolina, as contained in Chapter 12, Private Laws of 1885, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

H. B. 850, a bill to amend General Statutes 160-402 relating to the limitation of the tax return for general purposes, as the same applies to the town of Bakersville in Mitchell County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

H. B. 1128, a bill to amend the charter of the town of Surf City in Pender County, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

Upon motion of Senator White, the vote by which the bill passed its second and third readings is reconsidered.

Senator Horton offers an amendment, held to be material, which is adopted, this constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

H. B. 450, a bill to amend General Statutes 160-94 to provide for extension of time for payment of special assessment.

Passes its second and third readings and is ordered enrolled.

H. B. 586, a bill authorizing the board of commissioners of Mitchell County to appropriate funds not exceeding \$15,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

Passes its second and third readings and is ordered enrolled.

H. B. 1020, a bill to amend Section 3 of Chapter 540, Session Laws of 1953.

Passes its second and third readings and is ordered enrolled.

H. B. 1025, a bill relating to compensation in the office of the tax collector of Wilson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1032, a bill to appoint a treasurer for Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1038, a bill to repeal various acts relating only to Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1048, a bill to provide for four-year terms of office for members of the city council of Asheville.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1071, a bill to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended.

Passes its second and third readings and is ordered enrolled.

H. B. 1076, a bill to amend Chapter 36, Private Laws Extra Session 1908, and to repeal Chapter 137 of the Private Laws of 1929 and Chapter 33 of the Private Laws of 1931, relating to municipal elections in the town of Bailey.

Passes its second and third readings and is ordered enrolled.

H. B. 1132, a bill to validate tax levies and collections in the town of Colerain in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 1137, a bill to authorize the governing board of the town of Broadway to enter into a contract with Lee County under which the county will furnish police protection for said town.

Passes its second and third readings and is ordered enrolled.

H. B. 1149, a bill to amend General Statutes 163-175 by making certain provisions thereof applicable to Bertie County and all municipalities in Bertie County.

Passes its second and third readings and is ordered enrolled.

H. B. 1161, a bill to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 1170, a bill relating to the appointment of plumbing inspectors in Chatham, Lee and Orange Counties.

Upon motion of Senator Horton, action on the bill is postponed until tomorrow, Friday, June 7, 1963.

#### SPECIAL ORDER

The hour having arrived for the consideration of the Special Order, the President lays before the Senate the Special Order of the day, it being Committee substitute for S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the utilities commission and to public utilities.

Senator Stikeleather offers an amendment which is adopted.

Senator MacLean offers an amendment which fails of adoption.

Senator Forsyth offers an amendment which is adopted.

Senator Jordan offers an amendment which is adopted.

Senator Jordan offers a second amendment which is adopted.

Senator Stikeleather offers an amendment which is adopted.

Senator Long offers an amendment which fails of adoption.

The bill, as amended, passes its second reading.

Upon objection of Senator Martin to its third reading, the bill remains upon the Calendar.

Upon motion of Senator Whitley, the Senate recesses to meet again at 2:10 o'clock.

#### AFTERNOON SESSION

SENATE CHAMBER,  
Thursday, June 6, 1963.

The Senate meets pursuant to recess, and is called to order by the President of the Senate T. Clarence Stone.

Upon motion of Senator Brantley, H. B. 1270, a bill to amend H. B. 128, enacted March 13, 1963 relating to the membership of the Pender County Board of Alcoholic Control, is taken from the Committee on Calendar and placed upon today's Calendar.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Walton, for the Committee on Education:

H. B. 1033, a bill to amend General Statutes 115-19 to provide for the election of the members of the board of education in Macon County, with an unfavorable report.

H. B. 1036, a bill appointing members of the Maxton City Board of Education for the 1963-1965 biennium, with a favorable report.

H. B. 1060, a bill to provide for the nomination and election of members of the board of education of Carteret County, with an unfavorable report.

H. B. 1068, a bill appointing certain members of the Fairmont City Board of Education, with a favorable report.

H. B. 1100, a bill to enable the board of education of Yancey County to cooperate with and assist The Burnsville Playhouse, Incorporated, with a favorable report.

H. B. 1109, a bill to submit to the voters of Hoke County the question of whether the members of the board of education of Hoke County shall be elected for four-year terms, with a favorable report, as amended.

H. B. 1090, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county, with a favorable report.

H. B. 518, a bill to provide for election of members of the Raleigh City School administrative Unit and to fix their terms of office, with a favorable report, as amended.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county, with a favorable report, as amended.

By Senator Humber, for the Committee on Higher Education:

S. B. 620, a bill to provide for the appointment of five trustees of the University of North Carolina by the Governor and Council of State, with a favorable report.

By Senator Garriss, for the Committee on Judiciary No. 2:

S. B. 565, a bill to amend General Statutes 160-463 and 160-470 to provide that there shall be a referendum vote of the qualified electors in a municipality before a redevelopment plan may be approved or funds appropriated or taxes levied for the work of a redevelopment commission, with an unfavorable report.

S. B. 566, a bill to amend Chapter 160, Section 456 of the General Statutes of North Carolina so as to exempt the municipalities within Guilford County from the operation of a portion thereof, with an unfavorable report.

By Senator Johnston, for the Committee on Retirement, Employment Security:

H. B. 1073, a bill to allow the governing body of the town of Elkin to establish by ordinance a retirement pension fund for employees, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Brantley: S. B. 640, a bill relating to the assessment ratio in Polk County.

Upon motion of Senator Brantley, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1270, a bill to amend H. B. 128 enacted March 13, 1963 relating to the membership of the Pender County Board of Alcoholic Control.

Passes its second and third readings and is ordered enrolled.



S. B. 501, a bill to amend certain sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 31, noes 6, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Seay, Strong, Walton, Whitley, Yates, Yow—31.

Those voting in the negative are: Senators Horton, Jordan, Simmons, Stikeleather, Story, Warren—6.

The bill, as amended, is ordered engrossed.

H. B. 1035, a bill to amend Subchapter III of Chapter 156 of the General Statutes relating to drainage districts as it relates to notice of hearings and letting of contract; types of bonds and notes; sinking fund; treasurer; auditor; superintendent of construction; recording of bonds and notes, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Seay, Simmons, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Yates, Yow—40.

The bill is ordered enrolled.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

The bill, as amended, passes its third reading and is ordered engrossed.

S. B. 113, a bill to fix the salaries of the chief justice and associate justices of the Supreme Court and the judges and district solicitors of the Superior Court of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 169, a bill to appropriate funds to preserve and restore historic artifacts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 231, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Old Brunswick Town State Historic Site in Brunswick County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 232, a bill to appropriate funds to the State Department of Archives and History for a museum-visitor center at Fort Fisher, New Hanover County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 328, a bill to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 356, a bill to appropriate funds to be used to construct an access road to the Kron House restoration, and a parking area, at Morrow Mountain State Park.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 378, a bill to make provision for the payment of certain State expenses in connection with Federal litigation arising out of State cases.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 384, a bill to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 393, a bill to establish the Space and Technology Research Center at the Research Triangle.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 398, a bill to appropriate funds to the Department of Archives and History for the development and maintenance of the grave site of Richard Caswell in Lenoir County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 441, a bill to rewrite Section 95-88 of the General Statutes so as to exclude from the enumeration of persons employed in establishments those persons who are engaged in exempt employment as defined by the Minimum Wage Act.

The substitute bill offered by the Committee is adopted.

Senator White offers an amendment which fails of adoption.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Simmons, action on the bill is postponed until Tuesday, June 11, 1963.

S. B. 502, a bill to authorize the erection of an appropriate memorial upon the lands of the Cliffs of the Neuse State Park honoring the Whitfield heirs for their part in the establishment of said park.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 571, a bill to amend Chapter 148 of the General Statutes of North Carolina relating to the State Prison System.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 572, a bill relating to marketing practices in the baking industry.

Upon motion of Senator Jones, action on the bill is postponed until tomorrow, Friday, June 7, 1963.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commission to certain non-profit corporations or associations at private sale.

Passes its second and third readings and is ordered engrossed.

S. B. 584, a bill to amend the committee substitute for H. B. 140, S. B. 72, enacted as Chapter 448 of the Session Laws of 1963, on the 17th day of May, 1963, relating to education beyond the high school.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 586, a bill to change the name of the North Carolina Orthopedic Hospital to the Miller-Roberts Orthopedic Hospital.

Upon motion of Senator White, action on the bill is postponed indefinitely.

S. B. 593, a bill to amend the Uniform Reciprocal Enforcement of Support Act to provide for a reasonable attorney's fee to be taxed by the responding state in the bill of costs when an order of support is entered against a defendant for the benefit of the attorney instituting the action in the initiating state.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 600, a bill to amend General Statutes 20-8(d) to eliminate the requirement that non-resident chauffeurs employed by a resident of North Carolina possess a North Carolina chauffeur's license.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 608, a bill to establish an incentive award program for State employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 609, a bill to make Article 2 of Chapter 143 of the General Statutes, the same being the State Personnel Act, applicable to persons employed solely on an hourly basis with respect to fixing compensation of such employees.

Passes its second and third readings and is ordered sent to the House of Representatives.

Committee substitute for H. B. 126, a bill to validate certain conveyances by married women of their separate property.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Committee substitute for H. B. 384, a bill to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 385, a bill to amend Chapter 133 of the General Statutes so as to include public utilities projects within the classes of public works upon which preparation of plans shall be prepared by a registered architect or registered engineer.

Passes its second and third readings and is ordered enrolled.

H. B. 425, a bill to provide financial resources to promote the growth of industry in North Carolina by amending Chapter 24 of the General Statutes to permit corporations organized for pecuniary gain to contract for borrowed funds without legislative restriction as to interest rates.

Passes its second and third readings and is ordered enrolled.

H. B. 427, a bill to amend General Statutes 20-7 relating to operators' and chauffeurs' licenses, so as to make a violation thereof punishable within the discretion of the court.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Hanes, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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### ONE HUNDRED FIFTH DAY

SENATE CHAMBER,  
Friday, June 7, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator White for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Yow, the courtesies of the galleries are extended to Mr. and Mrs. William C. Barfield of New Hanover County, and Miss Julia Barfield is made an honorary page of the Senate.

Upon motion of Senator James, the courtesies of the galleries are extended to Mrs. Kirk Oglesley and Mrs. D. S. Campbell of Scotland County, and Perry Oglesley and Lynn Oglesley are made honorary pages of the Senate.

Upon motion of Senator Hamilton, the vote by which Committee substitute bill for S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities, passed its second reading is reconsidered and the bill is placed upon today's Calendar.

Upon motion of Senator Hatcher, H. B. 497, a bill to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties, is recalled from the House of Representatives for further consideration by the Senate.

The President appoints as Conferees on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives on H. B. 285, a bill to revise the eligibility requirement for municipal street aid funds, Senators Shelton and Belk, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

The President grants leave of absence to Senator Belk for Monday, June 10, 1963.

Upon motion of Senator Williams, S. B. 7, a bill to increase the membership of the Senate to sixty Senators, to allocate the various Senators to the respective Senatorial Districts, to provide for compulsory redistricting of the State for Senatorial Districts after each Federal census or enumeration made by order of Congress, is taken from the Committee on Election Laws and Legislative Representation and re-referred to the Committee on Calendar.

Upon motion of Senator Williams, S. B. 22, a bill to define and establish the Senatorial Districts of the State and to apportion the membership of the Senate to the several Senatorial Districts, is taken from the Committee on Election Laws and Legislative Representation and re-referred to the Committee on Calendar.

Upon motion of Senator Williams, S. B. 30, a bill to amend the Constitution of North Carolina so as to create and automatically apportion five Senatorial offices to the five most populous Senatorial Districts and to regulate the establishment and apportionment of Senatorial Districts and offices by law; to prescribe a general election on Constitutional amendments on July 1, 1963, and to amend Article 1 of Chapter 120 of the General Statutes in keeping with the Constitutional amendments, is taken from the Committee on Election Laws and Legislative Representation and re-referred to the Committee on Calendar.

Upon motion of Senator Williams, S. B. 166, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, is taken from the Committee on Election Laws and Legislative Representation, and re-referred to the Committee on Calendar.

Upon motion of Senator Williams, S. B. 181, a bill to amend the Constitution of North Carolina so as to increase the membership of the Senate, provide for compulsory redistricting of the Senate after each decennial Federal census, and provide for one Representative from each county, and to revise the Senatorial Districts and the apportionment of Senators, is taken from the Committee on Election Laws and Legislative Representation and re-referred to the Committee on Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 268, an act to allow the city of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Duke University to close a part of Elf Street for private purposes.

S. B. 523, an act to repeal Chapter 387, Public-Local Laws of 1933, and Chapter 776, Session Laws of 1961 relating to compensation of the county attorney of Harnett County.

S. B. 591, an act to authorize the qualified voters of the town of Wadesboro to determine whether or not alcoholic beverage control stores shall be established in said town, and to prescribe the disposition of the net funds thereof.

S. B. 640, an act relating to the assessment ratio in Polk County.

H. B. 385, an act to amend Chapter 133 of the General Statutes so as to include public utilities projects within the classes of public works upon which preparation of plans shall be prepared by a registered architect or registered engineer.

H. B. 425, an act to provide financial resources to promote the growth of industry in North Carolina by amending Chapter 24 of the General Statutes to permit corporations organized for pecuniary gain to contract for borrowed funds without legislative restriction as to interest rate.

H. B. 427, an act to amend General Statutes 20-7, relating to operators' and chauffeurs' licenses, so as to make a violation thereof punishable within the discretion of the court.

H. B. 450, an act to amend General Statutes 160-94 to provide for extension of time for payment of special assessment.

H. B. 586, an act authorizing the board of commissioners of Mitchell County to appropriate funds not exceeding \$15,000.00 for the construction of water and sewer lines and roads from the corporate limits of municipalities therein to unincorporated communities within the county in which industrial plants are located.

H. B. 905, an act to create the North Carolina Turnpike Authority, to empower the authority to construct, maintain and operate toll roads and to provide for the payment of the cost of same by the issuance of revenue bonds.

H. B. 944, an act authorizing investment and disposition of proceeds of preferred railroad stock held by Windsor Township in Bertie County.

H. B. 974, an act to authorize the board of county commissioners of Carteret County to make appropriations for industrial development purposes and to create and fix the powers of an industrial development commission for Carteret County.

H. B. 985, an act extending the corporate limits of the town of Havelock and extending the jurisdiction of Havelock policemen.

H. B. 988, an act pertaining to Article 3, Chapter 139, of the General Statutes, as the same relates to a watershed improvement program in Forsyth County; to amend Chapter 794, 1961 Session Laws, concerning the exercise of the power of eminent domain so that same shall apply to Forsyth County, and to authorize the board of commissioners of Forsyth County, to appropriate and make available certain public funds for small watershed programs in Forsyth County.

H. B. 992, an act to revise and consolidate the charter of the town of Micro, North Carolina.

H. B. 997, an act to incorporate the town of Tar Heel in Bladen County, North Carolina.

H. B. 1020, an act to amend Section 3 of Chapter 540, Session Laws of 1953.

H. B. 1025, an act relating to compensation in the office of the tax collector of Wilson County.

H. B. 1032, an act to appoint a treasurer for Wake County.

H. B. 1035, an act to amend Subchapter III of Chapter 156 of the General Statutes relating to drainage districts as it relates to notice of hearings and letting of contract; types of bonds and notes; sinking fund; treasurer; auditor; superintendent of construction; recording of bonds and notes.

H. B. 1038, an act to repeal various acts relating only to Guilford County.

H. B. 1071, an act to amend the charter of the city of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended.

H. B. 1076, an act to amend Chapter 36, Private Laws Extra Session 1908, and to repeal Chapter 137 of the Private Laws of 1929 and Chapter 33 of the Private Laws of 1931, relating to municipal elections in the town of Bailey.

H. B. 1092, an act to amend the charter of the town of Denton, Davidson County, so as to authorize local improvements and assessments without petition.

H. B. 1132, an act to validate tax levies and collections in the town of Colerain in Bertie County.

H. B. 1137, an act to authorize the governing board of the town of Broadway to enter into a contract with Lee County under which the county will furnish police protection for said town.

H. B. 1149, an act to amend General Statutes 163-175 by making certain provisions thereof applicable to Bertie County and all municipalities in Bertie County.

H. B. 1161, an act to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

H. B. 1174, an act to incorporate the town of Ranlo in Gaston County, State of North Carolina.

H. B. 1269, an act to amend the charter of the town of Huntersville so as to prohibit construction of any structure or structures except single-family dwellings in the town of Huntersville, North Carolina, for a temporary period of time.

H. B. 1270, an act to amend H. B. 128 enacted March 13, 1963 relating to the membership of the Pender County Board of Alcoholic Control.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 501, a bill to amend certain sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs.

S. B. 448, a bill to authorize municipalities to regulate or prohibit peddling from vehicles on its public streets, sidewalks, and alleys and in other public places.

S. B. 328, a bill to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain non-profit corporations or associations at private sale.

S. B. 113, a bill to fix the salaries of the chief justice and associate justices of the Supreme Court and the judges and district solicitors of the Superior Court of North Carolina.

S. B. 384, a bill to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Johnson, for the Committee on Finance:

S. B. 354, a bill to make technical revisions in the Revenue Act, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Johnson, the bill is placed upon today's Calendar.

By Senator Whitley, for the Committee on Agriculture:

S. B. 636, a bill relating to the sale of commercial feeding stuffs for livestock, domestic animals and poultry, with a favorable report.

By Senator Yow, for the Committee on Calendar:

S. B. 638, a bill to amend Chapter 1217 of the Session Laws of 1953 fixing the fees of justices of the peace in Edgecombe County, with a favorable report.

S. B. 639, a bill to promote sanitation and to protect the public health and water resources in Davidson County, with an unfavorable report.

Committee substitute for H. B. 4, a bill to provide for the nomination and election of the county board of education in Wake County, with a favorable report.

H. B. 720, a bill to amend Article 17 of Chapter 163 of the General Statutes of North Carolina so as to provide for voting by new residents of the State for electors of President and Vice-President of the United States, with an unfavorable report.

Committee substitute for H. B. 810, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to operation of school buses transporting children, with an unfavorable report.

H. B. 1192, a bill to amend General Statutes 14-107 to make the provisions thereof relating to punishment for a worthless check offense in which the amount of the check is not over fifty dollars applicable to Person County, with a favorable report.

H. B. 1219, a bill to provide for registration of pistols and similar firearms by owners thereof in Orange County, with a favorable report.

H. B. 1220, a bill relating to the holding and licensing of carnivals within Orange County, with a favorable report.

H. B. 1224, a bill to authorize certain employees of the town of Spray to issue warrants, with a favorable report.

By Senator Johnson, for the Committee on Finance:

S. B. 553, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to beer shipped through North Carolina ports for consumption beyond the territorial limits of the State, with a favorable report.

S. B. 557, a bill to amend General Statutes 105-164.14 so as to clarify the requirement that the Commissioner of Revenue make refunds of sales and use taxes to hospitals and medical accommodations operated by an authority created under the hospitals authorities law, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Warren: S. B. 641, a bill to amend General Statutes 105-195 pertaining to gift taxes.

Referred to Committee on Calendar.

By Senator Warren: S. B. 642, a bill to amend General Statutes 105-19 pertaining to inheritance tax.

Referred to Committee on Calendar.



By Senator Shelton: S. B. 643, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

Referred to Committee on Calendar.

By Senators Warren and Martin: S. B. 644, a bill to amend General Statutes 97-78 relating to the necessary travel expenses of members of the industrial commission and its employees.

Referred to Committee on Calendar.

By Senator White: S. B. 645, a bill to amend Chapter 683 and Chapter 684 of the 1963 Session Laws to provide for a program of State-wide educational television.

Referred to Committee on Appropriations.

By Senator White: S. B. 646, a bill to make appropriations for maintenance of the Legislative Building and grounds.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Election Laws and Legislative Representation.

H. B. 242, a bill to appropriate one hundred and ten thousand dollars (\$110,000.00) to the Agricultural Experiment Station, State College of Agriculture and Engineering, for the purpose of acquiring land and constructing tobacco research buildings in the coastal plains area.

Referred to Committee on Appropriations.

H. B. 266, a bill to provide for research studies on flue-cured tobacco in the Sandhill area comprised of the counties of Anson, Hoke, Richmond, Scotland, Lee, Moore and Montgomery.

Referred to Committee on Calendar.

H. B. 354, a bill to provide for the repair and improvement of the outdoor theater at Boone, site of "Horn in the West".

Referred to Committee on Appropriations.

H. B. 426, a bill for municipally franchised electric service by an electric membership corporation, and to establish a Special Electric Membership Corporation Tax Study Commission.

Referred to Committee on Public Utilities.

H. B. 627, a bill to appropriate funds to provide for additional bee inspection in North Carolina.

Referred to Committee on Appropriations.

H. B. 629, a bill to appropriate funds for the construction of a monument to honor the memory of the last Confederate veteran at Gettysburg.

Referred to Committee on Appropriations.

H. B. 712, a bill to amend Subchapter V of Chapter 54 of the General Statutes relating to cooperative organizations.

Referred to Committee on Calendar.

H. B. 826, a bill to amend Committee substitute for H. B. 230 relating to the regulation of the operation of motor boats.

Referred to Committee on Calendar.

H. B. 827, a bill to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination.

Referred to Committee on Calendar.

H. B. 834, a bill to amend the General Statutes respecting the appointment and removal of the director of probation; to vest in the director of probation administrative and executive powers and duties respecting the State Probation System and the authority to appoint and discharge probation personnel; to change the titles of the State Board of Correction and Training and the Commissioner of Correction to that of State Board of Juvenile Correction and Commissioner of Juvenile Correction; to vest in the Commissioner of Juvenile Correction administrative and executive powers and duties respecting the State institutions for the correction of delinquent minors and the authority to appoint and discharge personnel employed by the State Board of Juvenile Correction.

Referred to Committee on Calendar.

H. B. 840, a bill to fix the term of office of the chairman of the State Board of Alcoholic Control and to vest administrative powers of the State Board of Alcoholic Control in the chairman.

Referred to Committee on Calendar.

H. B. 841, a bill relating to the transportation of school children in areas annexed to municipalities.

Referred to Committee on Calendar.

H. B. 1014, a bill to provide for the appointment of watchers in all municipal elections held in the town of Bryson City.

Referred to Committee on Calendar.

H. B. 1199, a bill to amend General Statutes 163-20 relating to the compensation of precinct officers in Lincoln County.

Referred to Committee on Calendar.

H. B. 1218, a bill to exempt Sampson County from the provisions of Article 10, Chapter 163 of the General Statutes of North Carolina, as amended by the 1963 Session Laws, relating to civilian absentee voting for county and township officers.

Referred to Committee on Calendar.

H. B. 1233, a bill to amend General Statutes 160-181.2, so as to exempt the municipalities in Richmond County from the provisions thereof.

Referred to Committee on Calendar.

H. B. 1282, a bill to authorize the town of Dallas in Gaston County, North Carolina, to pay for the purchase of certain articles of personal property by execution of a chattel mortgage.

Referred to Committee on Calendar.

S. B. 133, a bill relating to certain contracts of minor children, for concurrence in the Senate amendment.

Upon motion of Senator Forsyth, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 512, a bill authorizing the establishment of a town liquor control store in the town of Lillington, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, for concurrence in the Senate amendment.

Upon motion of Senator Morgan of Harnett, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 611, a bill to consolidate the town of Bayshore Park and the town of Cape Carteret in Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

S. B. 632, a bill to authorize the board of county commissioners of Polk County to exercise the authority granted by Article 3 of Chapter 139 of the General Statutes, relating to watershed improvement programs, and to levy a tax for such purpose without approval of the voters, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered sent to the House of Representatives.

H. B. 605, a bill to revise and amend the charter of the town of Grover, Cleveland County, North Carolina, as contained in Chapter 12, Private Laws of 1885, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 850, a bill to amend General Statutes 160-402 relating to the limitation of the tax return for general purposes, as the same applies to the town of Bakersville in Mitchell County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher,

Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 1128, a bill to amend the charter of the town of Surf City in Pender County, upon third reading.

The bill passes its third reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

The bill is ordered enrolled.

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 1019, a bill to amend Chapter 88, Private Laws of 1887, being the charter of the town of Siler City, relating to elections, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 1058, a bill to revise and modify the charter of the city of Rocky Mount, upon second reading.

The amendments offered by the Committee, held not to be material, are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 1090, a bill repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

H. B. 1116, a bill to authorize boards of county commissioners to combine the separate tax levies for certain public welfare purposes, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

S. B. 624, a bill to include Halifax County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 628, a bill to authorize the city of Raleigh to enter into a contract with Brookhaven, Incorporated, to supply water upon such terms as may be agreed upon by the parties.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 518, a bill to provide for election of members of the Raleigh City School Administrative Unit and to fix their terms of office.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county.

Upon motion of Senator Snow, action on the bill is postponed until Monday, June 10, 1963.

H. B. 970, a bill to regulate the compensation of the members of the board of aldermen of the city of Sanford.

Passes its second and third readings and is ordered enrolled.

H. B. 1001, a bill to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1036, a bill appointing members of the Maxton City Board of Education for the 1963-1965 biennium.

Passes its second and third readings and is ordered enrolled.

H. B. 1068, a bill appointing certain members of the Fairmont City Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 1073, a bill to allow the governing body of the town of Elkin to establish by ordinance a retirement pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 1082, a bill to amend Chapter 360, Session Laws of 1953, relating to fees for the service of summons and other process by the sheriff and constables of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1088, a bill to create a law enforcement officers relief fund for the Peace Officers Association of Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 1095, a bill to prohibit the use of certain warning devices in New Hanover County by public and private ambulances.

Passes its second and third readings and is ordered enrolled.

H. B. 1100, a bill to enable the board of education of Yancey County to cooperate with and assist the Burnsville Playhouse, Incorporated.

Passes its second and third readings and is ordered enrolled.

H. B. 1102, a bill authorizing the Richmond County Board of Commissioners to increase their salaries, and to fix the regular meetings of the board of commissioners.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1109, a bill to submit to the voters of Hoke County the question of whether the members of the board of education of Hoke County shall be elected for four-year terms.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1110, a bill to fix the salaries of certain officials and employees of New Hanover County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1112, a bill to amend General Statutes 113-111, relating to closed season on fox in Perquimans County.

Passes its second and third readings and is ordered enrolled.

H. B. 1114, a bill to authorize the governing authority of any municipal corporation in its discretion to submit to the people of the municipality the question of whether or not the process of fluoridation should be utilized in the municipal water supply.

Passes its second and third readings and is ordered enrolled.

H. B. 1130, a bill to amend Chapter 113 of the General Statutes of North Carolina relating to fox hunting in Beaufort County.

Passes its second and third readings and is ordered enrolled.

H. B. 1147, a bill to authorize the board of county commissioners of Gaston County and the Gastonia Township Airport Commission to convey all of the real and personal property of the Airport Commission to the city of Gastonia.

Passes its second and third readings and is ordered enrolled.

H. B. 1162, a bill to raise the salaries of the clerk of the Superior Court, the sheriff, the register of deeds and the treasurer of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 1170, a bill relating to the appointment of plumbing inspectors in Chatham, Lee and Orange Counties.

Senator Horton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1172, a bill to amend General Statutes 153-9, relating to fixing fees charged by county officers so as to make the same applicable to Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 1179, a bill to fix penalties and discounts upon the payment of taxes in Lee County.

Passes its second and third readings and is ordered enrolled.

H. B. 1181, a bill to amend General Statutes 108-11 relating to county boards of public welfare as the same applies to Stokes County.

Passes its second and third readings and is ordered enrolled.

H. B. 1196, a bill to authorize the chief of police, the assistant chief of police, the police captains, the lieutenants in charge of each work shift and desk sergeants, when on duty, of the cities of Lexington, Thomasville and Denton, in Davidson County, to issue warrants.

Passes its second and third readings and is ordered enrolled.

H. B. 1197, a bill relating to the salaries of the mayor and members of the city council of the city of Lexington, in Davidson County.

Passes its second and third readings and is ordered enrolled.

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State.

Upon motion of Senator Saunders, action on the bill is postponed until Monday, June 10, 1963.

S. B. 413, a bill to authorize the issuance of revenue bonds by the boards of trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, for concurrence in the House material amendment.

The Senate concurs in the House material amendment by roll call vote on second reading, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Horton, Humber, James, Johnson, Jolly, Jones, Kirby, Long, MacLean, Martin, Mearns, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

Committee substitute for S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single Public Utilities

Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to Public Utilities.

Senator Hamilton moves that the vote by which the amendment offered by Senator MacLean on yesterday was adopted be reconsidered.

Upon that motion Senator Mills calls for the "ayes" and "noes".

The call is sustained.

The amendment is reconsidered by roll call vote, ayes 24, noes 21, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Gurganus, Hamilton, Harrington, Hatcher, Humber, Jolly, Jones, Kirby, MacLean, Martin, Mills, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Walton, Warren, Whitley, Williams, Yates—24.

Those voting in the negative are: Senators Belk, Clark, Crew, Garriss, Hanes, Hollowell, Horton, James, Johnson, Long, Meares, Midgett, Morgan of Cleveland, Saunders, Seay, Snow, Stikeleather, Story, Strong, White, Yow—21.

The following pair is announced: Senators Currie, "aye", Jordan, "no".

Upon the adoption of the amendment offered by Senator MacLean, Senator Mills calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 20, noes 25, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Harrington, Hatcher, Humber, Jolly, Kirby, MacLean, Martin, Mills, Morgan of Harnett, Propst, Scott, Shelton, Simmons, Walton, Whitley, Williams, Yates—20.

Those voting in the negative are: Senators Belk, Clark, Crew, Garriss, Gurganus, Hamilton, Hanes, Hollowell, Horton, James, Johnson, Jones, Long, Meares, Midgett, Morgan of Cleveland, Saunders, Seay, Snow, Stikeleather, Story, Strong, Warren, White, Yow—25.

The following pair is announced: Senators Jordan, "aye", Currie, "no".

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Brantley to its third reading, the bill remains upon the Calendar.

S. B. 354, a bill to make technical revisions in the Revenue Act.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill is placed upon the Calendar for Tuesday, June 11, 1963, for its second roll call reading.

S. B. 477, a bill to amend General Statutes 105-130 and General Statutes 105-132 to define the term "resident" of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 572, a bill relating to marketing practices in the baking industry.

The substitute bill offered by the Committee is adopted.

Senator Hatcher offers an amendment which is adopted.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its second reading.



Upon objection of Senator Johnson to its third reading, the bill remains upon the Calendar.

S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code.

The substitute resolution offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 606, a bill to declare ownership of coastal bottoms, lying between the low tide mark and the three mile limit offshore, and all unclaimed derelicts thereon, to be in the State, and to establish procedures for securing rights to conduct salvage operations of abandoned derelicts.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 614, a bill to provide for research studies on organic soils of the Southern Albemarle Area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort.

Upon motion of Senator Midgett, action on the Bill is postponed until Monday, June 10, 1963.

S. B. 620, a bill to provide for the appointment of five trustees of the University of North Carolina by the Governor and Council of State.

Senator Morgan of Cleveland offers an amendment which is adopted.

The bill, as amended, fails to pass its second reading.

H. B. 461, a bill regulating the sanitation of agricultural labor camps.

Passes its second and third readings and is ordered enrolled.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

Senator Belk offers an amendment which is adopted.

Senator Jolly offers an amendment which is adopted.

Upon the passage of the bill, as amended, Senator Morgan of Cleveland calls for the "ayes" and "noes".

The call is sustained.

The bill, as amended, passes its second reading by roll call vote, ayes 22, noes 16, as follows:

Those voting in the affirmative are: Senators Garriss, Gurganus, Harrington, Horton, Humber, Johnson, Jolly, Meares, Mills, Morgan of Harnett, Propst, Scott, Seay, Simmons, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—22.

Those voting in the negative are: Senators Aydtlett, Belk, Crew, Currie, Hanes, Hatcher, Jones, Kirby, Long, Martin, Midgett, Morgan of Cleveland, Shelton, Snow, Stikeleather, Warren—16.

The following pairs are announced: Senators Brantley, "aye", Hollowell, "no"; Bailey, "aye", MacLean, "no".

Upon objection of Senator Morgan of Cleveland to its third reading, the bill, as amended, remains upon the Calendar.

The following remarks of Senator Currie are ordered spread upon the Journal:

*Mr. President:*

As a man achieves a certain degree of—shall we say—seniority, he takes a pardonable pride in the past and in the part he may have played in the accomplishments of the past.

I have been privileged, for example, to have served in this body for more sessions than I like to recall. Over these years there have been many accomplishments; much has occurred in which we can take pride.

Of these things that have occurred I recall only a few which, in terms of meaningful contribution to the development of this State, rank higher in importance than the appointment of Edward Scheidt as Commissioner of Motor Vehicles.

I welcomed that appointment when it was made some ten years ago. I had known Ed Scheidt at the University of North Carolina. I knew him first in 1915, a freshman working his way through the University. I knew him then as a man of intelligence, character and integrity.

Over the ten years this man has served North Carolina as Commissioner of Motor Vehicles I have seen no reason to change my initial opinion. In fact, his record both as a man and as an administrator has more than justified the high faith I had in him at the time of his appointment.

His record as Commissioner of Motor Vehicles needs no praise from me. Under his guidance North Carolina's highway safety, motor vehicle administration and highway patrol programs have taken on the sort of national stature that is reflected in a consistent, running series of national awards.

We would be remiss, I think, to close out this session of the legislature without at least tipping our hats to this man who has served North Carolina so very well over the past decade.

I know that many of you share this feeling toward Ed Scheidt, and I hope that you will join with me in asking that this expression of our gratitude be spread upon the records of this legislative session.

H. B. 498, a bill to amend Chapter 113 of the General Statutes relating to taxes on seafood for home consumption.

Passes its second and third readings and is ordered enrolled.

H. B. 510, a bill to amend Article 9, Chapter 143 of the General Statutes of North Carolina to clarify and define the responsibility for the enforcement of the North Carolina State Building Code.

Passes its second and third readings and is ordered enrolled.

H. B. 527, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

Senator Mills offers an amendment.

Senator Yow moves that the bill do lie upon the Table.

The motion fails to prevail.

Upon motion of Senator Currie, action on the bill and its amendment is postponed until Tuesday, June 11, 1963.

H. B. 710, a bill to amend Article 5 of Chapter 122 of the General Statutes of North Carolina relating to the commitment of mentally disordered persons to private institutions.

Passes its second and third readings and is ordered enrolled.

H. B. 725, a bill to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

Passes its second and third readings and is ordered enrolled.

H. B. 801, a bill to amend General Statutes 1-339.25 relating to upset bids on public sales.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 818, a bill to amend General Statutes 139-6 relating to election of supervisors of soil and water conservation districts.

Passes its second and third readings and is ordered enrolled.

H. B. 820, a bill to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not more than eighty-five cents (85c) per hour.

Passes its second and third readings and is ordered enrolled.

H. R. 1062, a joint resolution providing for the appointment of a commission for the purpose of making a reorganization study of the Division of Commercial Fisheries of the Department of Conservation and Development.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 7:00 o'clock.

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## ONE HUNDRED SIXTH DAY

SENATE CHAMBER,  
Saturday, June 8, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph Scott, the Principal Clerk S. Ray Byerly calls Senator Hatcher to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Clark, for the Committee on State Government:

H. B. 731, a bill to establish a State Board of Registration for Land Surveyors and to govern the licensing of land surveyors, and for other purposes, with an unfavorable report.

Committee substitute for H. B. 811, a bill to amend General Statutes 130-9(e) relating to the licensing of nursing homes and boarding homes for the aged and infirm, with a favorable report.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 80, a bill for the relief of Mrs. Sue (Ed) Sheets.

Referred to Committee on Appropriations.

H. B. 302, a bill to appropriate funds for historic Bath.

Referred to Committee on Appropriations.

H. B. 226, a bill to enact the Interstate Compact on Juveniles.

Referred to Committee on Calendar.

H. B. 244, a bill to amend the General Statutes of North Carolina relating to the possession of malt liquors.

Referred to Committee on Calendar.

H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct.

Referred to Committee on Calendar.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers.

Referred to Committee on Calendar.

H. B. 836, a bill to permit schools, universities and colleges to remove graves from property owned by or in the custody of such schools, universities or colleges, when such removal is necessary to permit proper performance of such institution's functions.

Referred to Committee on Calendar.

H. B. 745, a bill to appropriate \$25,000.00 to the Parkway Playhouse, Inc., at Burnsville in Yancey County.

Referred to Committee on Appropriations.

H. B. 754, a bill to amend General Statutes 137-31.3 relating to the North Carolina Rural Rehabilitation Corporation to permit directors appointed by the Governor to receive travel and subsistence payments while attending meetings of the corporation.

Referred to Committee on Appropriations.

H. B. 846, a bill to amend General Statutes 20-7 relating to exempting persons sixty years of age and over from requirement of parallel parking when being examined for driver's license.

Referred to Committee on Highway Safety.

H. B. 851, a bill to appropriate annually the sum of \$2500.00 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County.

Referred to Committee on Appropriations.

H. B. 860, a bill to amend Article 1 of Chapter 90 of the General Statutes relating to the practice of medicine.

Referred to Committee on Calendar.

H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months' absence.

Referred to Committee on Judiciary No. 1.

H. B. 882, a bill to validate the creation of watershed districts and to amend General Statutes 139-18 concerning the recordation of the district organization order.

Referred to Committee on Calendar.

H. B. 1103, a bill relating to the policemen of the town of Bakersville in Mitchell County.

Referred to Committee on Calendar.

H. B. 1121, a bill to fix the salaries of the mayor and members of the board of commissioners in the town of Farmville, Pitt County.

Referred to Committee on Calendar.

H. B. 1173, a bill to authorize the appointment of an assistant judge of the recorder's court of Brunswick County.

Referred to Committee on Calendar.

H. B. 1193, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

Referred to Committee on Calendar.

H. B. 1194, a bill to provide that Article 20A of Chapter 153 relating to regulation of subdivisions by the board of county commissioners shall apply to Halifax County.

Referred to Committee on Calendar.

H. B. 1195, a bill to amend Chapter 153 of the General Statutes so as to permit the board of county commissioners of Halifax County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

Referred to Committee on Calendar.

H. B. 1200, a bill to provide for an election in the city of Henderson upon the question of amending the charter to require a majority vote for election to office.

Referred to Committee on Calendar.

H. B. 1204, a bill to authorize policemen and other law enforcement officers of the town of Wallace to exercise their law enforcement powers beyond the corporate limits of said town and to extend the extraterritorial jurisdiction of the mayor's court of the town of Wallace.

Referred to Committee on Calendar.

H. B. 1205, a bill to bar the collection of certain delinquent taxes levied by the county of Edgecombe and the town of Tarboro.

Referred to Committee on Calendar.

H. B. 1206, a bill to amend H. B. 391, ratified May 2, 1963, Chapter 342 of the Session Laws of 1963, relating to the Law Library of Caldwell County.

Referred to Committee on Calendar.

H. B. 1211, a bill to fix the compensation of the county commissioners and the members of the board of education of Pender County.

Referred to Committee on Calendar.

H. B. 1225, a bill to authorize and empower the board of commissioners of the town of Dunn to appropriate funds for the development of the industrial and economic resources of said town.

Referred to Committee on Calendar.

H. B. 1226, a bill to regulate fees charged by the clerk of Superior Court of Catawba County.

Referred to Committee on Calendar.

H. B. 1230, a bill to establish the salaries of the clerk of Superior Court, sheriff, and register of deeds of Wake County.

Referred to Committee on Calendar.

H. B. 234, a bill relating to the salary of the board of aldermen of the city of Winston-Salem.

Referred to Committee on Calendar.

H. B. 1236, a bill relating to extraterritorial jurisdiction of municipalities in Caldwell County.

Referred to Committee on Calendar.

H. B. 1240, a bill to amend Chapter 452 of the Private Laws of 1913, being the charter of the town of Sharpsburg, relating to elections.

Referred to Committee on Calendar.

H. B. 1241, a bill to submit to the voters of Hoke County the question of whether the members of the board of county commissioners of Hoke County shall be elected for staggered four-year terms.

Referred to Committee on Calendar.

H. B. 1242, a bill to extend the statute of limitations for the collection of taxes by the town of Beaufort in Carteret County.

Referred to Committee on Calendar.

H. B. 1243, a bill to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions to be paid to retired public school teachers of New Hanover County.

Referred to Committee on Calendar.

H. B. 1244, a bill to authorize the board of aldermen of the town of Wrightsville Beach to expend certain recreational funds for other governmental purposes.

Referred to Committee on Calendar.

H. B. 1245, a bill to revise and consolidate the charter of the city of Oxford.

Referred to Committee on Calendar.

H. B. 1249, a bill to amend Chapter 48 of the Session Laws of 1947 relating to the election of members of the Harnett County Board of Commissioners.

Referred to Committee on Calendar.

H. B. 1251, a bill to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities in Harnett County.

Referred to Committee on Calendar.

H. B. 1253, a bill to provide for a board of county commissioners for Buncombe County to consist of a fulltime chairman and two other members.

Referred to Committee on Calendar.

H. B. 1256, a bill to provide for the payment of certain fees and to clarify the jurisdiction of Granville County Recorder's Court as to city cases.

Referred to Committee on Calendar.

H. B. 1263, a bill to amend Chapter 435 of the Session Laws of 1949 as amended by Session Laws of 1955 relating to Sanford Cemetery Commission.

Referred to Committee on Calendar.

H. B. 1264, a bill to amend Chapter 21, Private Laws of 1908, the Town Charter, so as to change the time of municipal elections in the town of Middlesex, Nash County.

Referred to Committee on Calendar.

H. B. 1290, a bill to allow the governing body of the city of Leaksville to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Calendar.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 7:00 o'clock.

## ONE HUNDRED SEVENTH DAY

SENATE CHAMBER,  
Monday, June 10, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Garriss for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Kirby, the courtesies of the galleries are extended to Mr. and Mrs. Carroll Weathers of Wilson County.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Mr. and Mrs. W. P. Childers of Franklin County and Starlette Ann Thomas and Phyllis Radford are made honorary pages of the Senate.

Upon motion of Senator Jolly, the courtesies of the galleries are extended to Mr. and Mrs. Lee Murray of Franklin County and Judy Beasley, Linda Faulkner, Dorothy Knott and Pamela Stone are made honorary pages of the Senate.

## ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 477, a bill to amend General Statutes 105-131 and General Statutes 105-132 to define the term "resident" of North Carolina.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Walton and Yow: S. B. 647, a bill to amend General Statutes 143-40 so as to regulate the maximum hours of employment of State employees subject to the State Personnel Department.

Referred to Committee on Calendar.

By Senator Martin: S. B. 648, a bill to appoint the governing body of the town of Garysburg, Northampton County.

Upon motion of Senator Martin, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Martin: S. B. 649, a bill to amend Chapter 1116 of the Session Laws of 1961, which amended Chapter 920 of the Session Laws of 1951, relating to the compensation of the members of the board of education of Northampton County.

Upon motion of Senator Martin, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 355, a bill to authorize the State Board of Registration for Professional Engineers and Land Surveyors to conduct or sponsor programs of instruction and to disseminate knowledge and information to assist registered engineers and land surveyors better to serve the public and to assist persons better to qualify for registration to practice engineering and land surveying in North Carolina, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

Committee substitute for S. B. 340, a bill to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 340, a bill to provide for research studies on organic soils of the Southern Albemarle Area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort.

Upon motion of Senator Midgett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Friday, June 7, 1963.

*Mr. President:*

Pursuant to your request we are returning H. B. 497 entitled "A bill to be entitled an act to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Hatcher, the vote by which the bill passes its third reading is reconsidered and the bill is placed upon the Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 713, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson,



Jolly, Kirby, Long, Martin, Meares, Midget, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, White, Whitley, Williams, Yow—33.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate material amendment.

H. B. 1058, a bill to revise and modify the charter of the city of Rocky Mount, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson, Jolly, Kirby, Long, Martin, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, White, Whitley, Williams, Yow—33.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1019, a bill to amend Chapter 88, Private Laws of 1887, being the charter of the town of Siler City, relating to election, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson, Jolly, Kirby, Long, Martin, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, White, Whitley, Williams, Yow—33.

The bill is ordered enrolled.

H. B. 1090, a bill repealing any and all limitations on school indebtedness of Davidson County to Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson, Jolly, Kirby, Long, Martin, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, White, Whitley, Williams, Yow—33.

The bill is ordered enrolled.

H. B. 1116, a bill to authorize boards of county commissioners to combine the separate tax levies for certain public welfare purposes, upon third reading.

The bill passes its third reading by roll call vote, ayes 33, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson, Jolly, Kirby, Long, Martin, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Simmons, Snow, Story, Strong, Walton, White, Whitley, Williams, Yow—33.

The bill is ordered enrolled.

S. B. 638, a bill to amend Chapter 1217 of the Session Laws of 1953 fixing the fees of justices of the peace in Edgecombe County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 4, a bill to provide for the nomination and election of the county board of education in Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county.

Upon motion of Senator Snow, the bill is re-referred to the Committee on Calendar.

H. B. 1156, a bill to amend Chapter 289, Public Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Jones, the vote by which the bill passed its third reading is reconsidered and the bill is placed upon the Calendar.

H. B. 1192, a bill to amend General Statutes 14-107 to make the provisions thereof relating to punishment for a worthless check offense in which the amount of the check is not over fifty dollars applicable to Person County.

Passes its second and third readings and is ordered enrolled.

H. B. 1220, a bill relating to the holding and licensing of carnivals within Orange County.

Passes its second and third readings and is ordered enrolled.

H. B. 1224, a bill to authorize certain employees of the town of Spray to issue warrants.

Passes its second and third readings and is ordered enrolled.

H. B. 1219, a bill to provide for registration of pistols and similar firearms by owners thereof in Orange County.

Upon motion of Senator Scott, the bill is re-referred to the Committee on Calendar.

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State.

Upon motion of Senator Saunders, action on the bill is postponed until Tuesday, June 11, 1963.

S. B. 413, a bill to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City State College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation, for concurrence in the House material amendment, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 38, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hanes, Harrington, Hatcher, Horton, James, Johnson, Jolly, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleve-

land, Propst, Saunders, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—38.

The bill is ordered enrolled.

Committee substitute for S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities.

Senator Bailey offers an amendment which the Chair rules to be out of order.

The bill passes its third reading.

Upon motion of Senator Stikeleather, the vote by which the bill passed its third reading is reconsidered.

Senator Bailey offers an amendment which fails of adoption.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, without engrossment.

Committee substitute for S. B. 572, a bill relating to marketing practices in the baking industry.

Senator Warren offers an amendment which is adopted.

Upon the passage of the bill, as amended, Senator Johnson calls for the "ayes" and "noes".

Senator Brantley moves that the bill and its amendment do lie upon the Table.

The motion prevails.

Upon motion of Senator Horton, the bill and its amendment is taken from the Table.

Upon motion of Senator Scott, the bill and its amendment is re-referred to the Committee on Calendar.

H. B. 483, a bill to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

Senator Martin offers an amendment which is adopted.

Senator Crew offers an amendment which fails of adoption.

Upon the passage of the bill upon its third reading, Senator Bailey calls for the "ayes" and "noes".

The call is sustained.

The bill, as amended, passes its third reading by roll call vote, ayes 30, noes 16, as follows:

Those voting in the affirmative are: Senators Bailey, Brantley, Clark, Forsyth, Garriss, Gurganus, Hanes, Harrington, Horton, Humber, James, Johnson, Jolly, Martin, Meares, Mills, Morgan of Harnett, Propst, Saunders, Scott, Seay, Simmons, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—30

Those voting in the negative are: Senators Aydlett, Crew, Currie, Hamilton, Hatcher, Hollowell, Jones, Jordan, Kirby, Long, Midgett, Morgan of Cleveland, Shelton, Snow, Stikeleather, Warren—16.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 557, a bill to amend General Statutes 105-164.14 so as to clarify the requirement that the Commissioner of Revenue make refunds of sales and use taxes to hospitals and medical accommodations operated by an authority created under the Hospital Authorities Law.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 553, a bill to amend Chapter 18 of the General Statutes of North Carolina relating to beer shipped through North Carolina ports for consumption beyond the territorial limits of the State.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 614, a bill to provide for research studies on organic soils of the Southern Albemarle Area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort.

Upon motion of Senator Midgett, action on the bill is postponed indefinitely.

S. B. 636, a bill relating to the sale of commercial feeding stuffs for livestock, domestic animals and poultry.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 811, a bill to amend General Statutes 130-9(e) relating to the licensing of nursing homes and boarding homes for the aged and infirm.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12M.

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### ONE HUNDRED EIGHTH DAY

SENATE CHAMBER,  
Tuesday, June 11, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Charles S. Hubbard, Pastor of the Methodist Church, Wilson, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Richard Mitchell of Alamance County.

Upon motion of Senator James, the courtesies of the galleries are extended to Joyce Lambeth, Kathryn Richardson, Elizabeth McRae, Becky McRae and Deane McInnis of Richmond County.

Upon motion of Senator Morgan of Cleveland, the courtesies of the galleries are extended to A. A. Powell, Finn Horton and Charles Heath of Cleveland County.

Upon motion of Senator Martin, the courtesies of the galleries are extended to Mrs. M. E. Whitehead and Mrs. Tommie Patton of Northampton County, and Eley Whitehead is made an honorary page of the Senate.

Upon motion of Senator Saunders, the courtesies of the floor are extended to former Senator J. Hawley Poole of Moore County.

Upon motion of Senator Saunders, the courtesies of the galleries are extended to Forrest Lockey of Moore County.

## ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1062, a joint resolution providing for the appointment of a commission for the purpose of making a reorganization study of the Division of Commercial Fisheries of the Department of Conservation and Development.

S. R. 155, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution.

S. B. 76, an act to amend General Statutes 41-2.1 relating to the disposition to the survivor of an unwithdrawn deposit in instances of a joint deposit account created by written agreement.

S. B. 133, an act relating to certain contracts of minor children.

S. B. 252, an act to prohibit the procurement of academic credit through fraudulent use of work other than that of the student.

S. B. 266, an act to authorize the Utilities Commission to regulate the payments by public utilities to special or preferred customers and to prohibit the approval of preferred rates within the same classification.

S. B. 274, an act to amend Chapter 102 of the General Statutes of North Carolina in regard to removing restrictions on the registration of land maps and land conveyances containing points in boundaries defined by co-ordinates of the North Carolina Co-ordinate System.

S. B. 286, an act to authorize the board of county commissioners to determine the divisions for keeping tax records.

S. B. 294, an act to amend General Statutes 105-163.11 so as to make the time for filing State income tax returns of commercial fishermen the same as that now provided for filing Federal income tax returns.

S. B. 301, an act to amend General Statutes 55A-86 so as to allow the majority of a board of directors to take certain informal actions.

S. B. 302, an act to amend General Statutes 105-90 and General Statutes 105-90.1 relating to license taxes for certain employment agencies so as to exempt non-profit nurses' registry.

S. B. 310, an act to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to set forth the eligibility requirements for aid to the permanently and totally disabled and to authorize county medical review boards for applicants.

S. B. 325, an act to amend General Statutes 160-200 so as to clarify the authority of the municipalities to regulate itinerant merchants, peddlers, hawkers and solicitors.

S. B. 326, an act to amend General Statutes 160-200 so as to provide authority for municipalities to adopt by reference technical codes, standards, and regulations.

S. B. 332, an act to amend Chapter 58, Article 22 of the General Statutes relating to reserve valuation and nonforfeiture benefits of life insurance policies.

S. B. 376, an act to amend General Statutes 160-227.1 so as to bring Person County within the general law applicable to municipal corporations with regard to subdivision control by municipalities.

S. B. 426, an act to amend Chapter 53 of the General Statutes relating to the establishment of banks, branch banks and teller's windows.

S. B. 454, an act to authorize the county commissioners of Person County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

S. B. 459, an act to prescribe the number and method of selection of the governing body of the town of Princeville.

S. B. 480, an act to authorize the county commissioners of New Hanover County to convey property to the city of Wilmington, North Carolina, and to authorize the city of Wilmington to convey certain property in consideration thereof.

S. B. 511, an act to amend General Statutes 106-266.8 and following so as to restrict the power to regulate milk licenses to certain specific grounds and to otherwise clarify milk commission law.

S. B. 512, an act authorizing the establishment of a town liquor control store in the town of Lillington, Harnett County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

S. B. 514, an act to amend General Statutes 153-48.5, as the same appears in the 1961 Cumulative Supplement to the General Statutes, so as to authorize the board of county commissioners of Moore County to fix the salaries of the elective officials in Moore County.

S. B. 524, an act to amend Chapter 547 of the Session Laws of 1953 relating to rural law enforcement officers in Harnett County.

S. B. 539, an act relating to a retirement system for Wayne County employees.

S. B. 564, an act to amend General Statutes 153-4 so as to provide for the election of members of the board of commissioners of Forsyth County on a staggered term basis.

S. B. 575, an act to amend Chapter 715 of the Session Laws of 1953, as amended by Chapter 836 of the Session Laws of 1959, relating to the annual appropriation by the board of commissioners of Wilson County for the maintenance of the Wilson County Law Library.

S. B. 578, an act to amend the charter of the town of Whitakers relating to the mayor and board of commissioners.

S. B. 579, an act to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

S. B. 599, an act to amend Chapter 366 of the Public-Local laws of North Carolina of 1939, as amended, being the charter of the city of Charlotte in Mecklenburg County.

S. B. 612, an act to authorize the county of Wayne and the city of Goldsboro to appropriate funds to establish local alcoholic rehabilitation programs.

S. B. 618, an act to amend Chapter 115, Session Laws of 1963, the same being the charter of the city of Lumberton.

H. B. 461, an act regulating the sanitation of agricultural labor camps.

H. B. 498, an act to amend Chapter 113 of the General Statutes relating to taxes on seafood for home consumption.

H. B. 510, an act to amend Article 9, Chapter 143 of the General Statutes of North Carolina to clarify and define the responsibility for the enforcement of the North Carolina State Building Code.

H. B. 605, an act to revise and amend the charter of the town of Grover, Cleveland County, North Carolina, as contained in Chapter 12, Private Laws of 1885.

H. B. 710, an act to amend Article 5 of Chapter 122 of the General Statutes of North Carolina relating to the commitment of mentally disordered persons to private institutions.

H. B. 725, an act to provide the punishment for unlawful opening, breaking into, forcibly opening or maliciously damaging coin-operated machines.

H. B. 818, an act to amend General Statutes 139-6 relating to election of supervisors of soil and water conservation districts.

H. B. 820, an act to amend the Minimum Wage Act for the purpose of establishing an hourly rate of not more than eighty-five cents (85c) per hour.

H. B. 850, an act to amend General Statutes 160-402 relating to the limitation of the tax rate for general purposes, as the same applies to the town of Bakersville in Mitchell County.

H. B. 970, an act to regulate the compensation of the members of the board of aldermen of the city of Sanford.

H. B. 1001, an act to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties.

H. B. 1036, an act appointing members of the Maxton City Board of Education for the 1963-65 biennium.

H. B. 1068, an act appointing certain members of the Fairmont City Board of Education.

H. B. 1073, an act to allow the governing body of the town of Elkin to establish by ordinance a retirement pension fund for employees.

H. B. 1082, an act to amend Chapter 360, Session Laws of 1953, relating to fees for the service of summons and other process by the sheriff and constables of Edgecombe County.

H. B. 1088, an act to create a law enforcement officers relief fund for the Peace Officers Association of Richmond County.

H. B. 1095, an act to prohibit the use of certain warning devices in New Hanover County by public and private ambulances, public or private emergency vehicles, civil defense vehicles, rescue squad vehicles, voluntary lifesaving organization vehicles and other similar emergency vehicles, and to require such vehicles to comply with all statutory requirements pertaining to speed limits, right-of-way regulations and all other highway safety laws and ordinances.

H. B. 1100, an act to enable the board of education of Yancey County to cooperate with and assist the Burnsville Playhouse, Incorporated.

H. B. 1112, an act to amend General Statutes 113-111, relating to closed season on fox in Perquimans County.

H. B. 1114, an act to authorize the governing authority of any municipal corporation in its discretion to submit to the people of the municipality the question of whether or not the process of fluoridation should be utilized in the municipal water supply.

H. B. 1128, an act to amend the charter of the town of Surf City in Pender County.

H. B. 1130, an act to amend Chapter 113 of the General Statutes of North Carolina relating to fox hunting in Beaufort County.

H. B. 1147, an act to authorize the board of county commissioners of Gaston County and the Gastonia Township Airport Commission to convey all of the real and personal property of the Airport Commission to the city of Gastonia.

H. B. 1162, an act to raise the salaries of the clerk of the Superior Court, the sheriff, the register of deeds and the treasurer of Mecklenburg County.

H. B. 1172, an act to amend General Statutes 153-9, relating to fixing fees charged by county officers so as to make the same applicable to Forsyth County.

H. B. 1179, an act to fix penalties and discounts upon the payment of taxes in Lee County.

H. B. 1181, an act to amend General Statutes 108-11 relating to county boards of public welfare as the same applies to Stokes County.

H. B. 1196, an act to authorize the chief of police, the assistant chief of police, the police captains, the lieutenants in charge of each work shift and desk sergeants, when on duty, of the cities of Lexington, Thomasville and Denton, in Davidson County, to issue warrants.

H. B. 1197, an act relating to the salaries of the mayor and members of the city council of the city of Lexington, in Davidson County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Appropriations:

S. B. 392, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing, with a favorable report, as amended.

By Senator Yow, for the Committee on Judiciary No. 1:

S. B. 603, a bill to amend Chapter 55 of the Private Laws of 1915 and Chapter 26 of the Private Laws of 1937 relating to the police and firemen's pension funds in the city of Wilmington, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 604, a bill to authorize the city council of the city of Wilmington to establish a retirement or pension fund for employees, with an unfavorable report.

H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months absence, with a favorable report, as amended.

By Senator Yow, for the Committee on Calendar:

S. B. 641, a bill to amend General Statutes 105-195 pertaining to gift taxes, with a favorable report.

S. B. 642, a bill to amend General Statutes 105-19 pertaining to inheritance tax, with a favorable report.

S. B. 643, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building, with a favorable report.

S. B. 647, a bill to amend General Statutes 143-40 so as to regulate the maximum hours of employment of State employees subject to the State Personnel Department, with a favorable report.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county, with a favorable report, as amended.



H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct, with an unfavorable report.

H. B. 244, a bill to amend the General Statutes of North Carolina relating to the possession of malt liquors, with a favorable report.

H. B. 761, a bill to provide for the nomination and election of the members of the board of education of Davie County, with a favorable report.

H. B. 841, a bill relating to the transportation of school children in areas annexed to municipalities, with a favorable report.

H. B. 266, a bill to provide for research studies on flue-cured tobacco in the Sand-hill area comprised of the counties of Anson, Hoke, Richmond, Scotland, Lee, Moore and Montgomery, with a favorable report.

H. B. 1244, a bill to authorize the board of aldermen of the town of Wrightsville Beach to expend certain recreational funds for other governmental purposes, with a favorable report.

H. B. 1245, a bill to revise and consolidate the charter of the city of Oxford, with a favorable report.

H. B. 226, a bill to enact the Interstate Compact on Juveniles, with a favorable report.

H. B. 1173, a bill to authorize the appointment of an assistant judge of the recorder's court of Brunswick County, with a favorable report.

H. B. 1226, a bill to regulate fees charged by clerk of Superior Court of Catawba County, with a favorable report.

S. B. 644, a bill to amend General Statutes 97-78 relating to the necessary travel expenses of members of the Industrial Commission and its employees, with an unfavorable report.

H. B. 840, a bill to fix the term of office of the chairman of the State Board of Alcoholic Control and to vest administrative powers of the State Board of Alcoholic Control in the chairman, with a favorable report.

H. B. 1209, a bill to make the provisions of Article 6 of Chapter 87 relating to water well contractors applicable to Lee, Stokes and Union Counties, with a favorable report.

H. B. 542, a bill to amend Article 14 of Chapter 160 of the General Statutes relating to municipal zoning authority, with a favorable report.

H. B. 1256, a bill to provide for the payment of certain fees and to clarify the jurisdiction of Granville County Recorder's Court as to city cases, with a favorable report.

H. B. 1290, a bill to allow the governing body of the city of Leaksville to establish by ordinance a retirement or pension fund for employees, with a favorable report.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers, with a favorable report.

H. B. 1241, a bill to submit to the voters of Hoke County the question of whether the members of the board of county commissioners of Hoke County shall be elected for staggered four-year terms, with a favorable report.

H. B. 1243, a bill to amend Chapter 385 of the Public-Local laws of 1921, relating to pensions to be paid to retired public school teachers of New Hanover County, with a favorable report.

H. B. 826, a bill to amend Committee substitute for H. B. 230, relating to the regulation of the operation of motor boats, with an unfavorable report.

H. B. 1014, a bill to provide for the appointment of watchers in all municipal elections held in the town of Bryson City, with an unfavorable report.

H. B. 1199, a bill to amend General Statutes 163-20 relating to the compensation of precinct officers in Lincoln County, with a favorable report.

H. B. 834, a bill to amend the General Statutes respecting the appointment and removal of the Director of Probation; to vest in the Director of Probation administrative and executive powers and duties respecting the State Probation System and the authority to appoint and discharge probation personnel: to change the titles of the State Board of Correction and Training and the Commissioner of Correction to that of State Board of Juvenile Correction and Commissioner of Juvenile Correction; to vest in the Commissioner of Juvenile Correction administrative and executive powers and duties respecting the State institutions for the correction of delinquent minors and the authority to appoint and discharge personnel employed by the State Board of Juvenile Correction, with a favorable report.

H. B. 1218, a bill to exempt Sampson County from the provisions of Article 10, Chapter 163 of the General Statutes of North Carolina, as amended by the 1963 Session Laws, relating to civilian absentee voting for county and township officers, with a favorable report.

H. B. 1263, a bill to amend Chapter 435 of the Session Laws of 1949 as amended by Session Laws of 1955 relating to Sanford Cemetery Commission, with a favorable report.

H. B. 882, a bill to validate the creation of watershed districts and to amend General Statutes 139-18 concerning the recordation of the district organization order, with a favorable report.

H. B. 1193, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town, with a favorable report.

H. B. 1194, a bill to provide that Article 20A of Chapter 153 relating to regulation of subdivisions by the board of county commissioners shall apply to Halifax County, with a favorable report.

H. B. 1103, a bill relating to the policemen of the town of Bakersville in Mitchell County, with a favorable report.

H. B. 1236, a bill relating to extraterritorial jurisdiction of municipalities in Caldwell County, with a favorable report.

H. B. 1240, a bill to amend Chapter 452 of the Private Laws of 1913, being the charter of the town of Sharpsburg, relating to elections, with a favorable report.

H. B. 1121, a bill to fix the salaries of the mayor and members of the board of commissioners in the town of Farmville, Pitt County, with a favorable report.

H. B. 860, a bill to amend Article 1 of Chapter 90 of the General Statutes relating to the practice of medicine, with an unfavorable report.

H. B. 836, a bill to permit schools, universities and colleges to remove graves from property owned by or in the custody of such schools, universities or colleges, when such removal is necessary to permit proper performance of such institutions' functions, with a favorable report.

H. B. 1195, a bill to amend Chapter 153 of the General Statutes so as to permit the board of county commissioners of Halifax County to fix the fees to be charged by the register of deeds and the clerk of Superior Court, with a favorable report.

H. B. 1204, a bill to authorize policemen and other law enforcement officers of the town of Wallace to exercise their law enforcement powers beyond the corporate limits of said town and to extend the extraterritorial jurisdiction of the mayor's court of the town of Wallace, with a favorable report.

H. B. 1205, a bill to bar the collection of certain delinquent taxes levied by the county of Edgecombe and the town of Tarboro, with a favorable report.

H. B. 1200, a bill to provide for an election in the city of Henderson upon the question of amending the charter to require a majority vote for election to office, with a favorable report.

H. B. 1215, a bill to amend General Statutes 150-327 relating to the meetings of the Guilford County Board of Equalization and Review, and providing for appeals to said Board, with a favorable report.

H. B. 1253, a bill to provide for a board of county commissioners for Buncombe County to consist of a full-time chairman and two other members, with a favorable report.

H. B. 1206, a bill to amend H. B. 391, ratified May 2, 1963, Chapter 342 of the Session Laws of 1963, relating to the law library of Caldwell County, with a favorable report.

H. B. 1211, a bill to fix the compensation of the county commissioners and the members of the board of education of Pender County, with a favorable report.

H. B. 1264, a bill to amend Chapter 21, Private Laws of 1908, the Town Charter, so as to change the time of municipal elections in the town of Middlesex, Nash County, with a favorable report.

H. B. 1230, a bill to establish the salaries of the clerk of Superior Court, sheriff, and register of deeds of Wake County, with a favorable report.

H. B. 1234, a bill relating to the salary of the board of aldermen of the city of Winston-Salem, with a favorable report.

H. B. 1242, a bill to extend the statute of limitations for the collection of taxes by the town of Beaufort in Carteret County, with a favorable report.

H. B. 1249, a bill to amend Chapter 48 of the Session Laws of 1947 relating to the election of members of the Harnett County Board of Commissioners, with a favorable report.

H. B. 1225, a bill to authorize and empower the board of commissioners of the town of Dunn to appropriate funds for the development of the industrial and economic resources of said town, with a favorable report.

H. B. 1251, a bill to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities in Harnett County, with a favorable report.

H. B. 1282, a bill to authorize the town of Dallas in Gaston County, North Carolina, to pay for the purchase of certain articles of personal property by execution of a chattel mortgage, with a favorable report.

The President announces that all local bills reported from Committees today will be placed upon today's Calendar for action.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Jordan, Clark, and Morgan of Harnett: S. R. 650, a joint resolution directing the Legislative Council to make a study of the North Carolina compulsory liability insurance law.

Referred to Committee on Calendar.

By Senator Jordan: S. B. 651, a bill to provide an appropriation for the promotion of the marine game fish research program at Hatteras, North Carolina.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 880, a bill to amend General Statutes 163-151 so as to permit a candidate to use nickname on primary and general election ballots.

Referred to Committee on Calendar.

H. B. 1182, a bill to provide for the appointment of special security officers of the Fontana Village of Graham County, and to prescribe their duties.

Referred to Committee on Calendar.

H. B. 1203, a bill to repeal S. B. 324, ratified May 3, 1963, as Chapter 280 of the Session Laws of 1963, relating to trials by jury in the recorder's court in Middle Creek Township in Wake County.

Referred to Committee on Calendar.

H. B. 1232, a bill to incorporate the town of Southern Shores in Dare County, North Carolina.

Referred to Committee on Calendar.

H. B. 1235, a bill to repeal Chapter 272, Public-Local laws of 1937 relating to powers of justice of the peace in Watauga County.

Referred to Committee on Calendar.

H. B. 1246, a bill to provide that any agreement among the executive committees of the political parties in Haywood, Henderson, Jackson, Polk and Transylvania Counties relative to the rotation among such counties of candidates for the State Senate shall no longer be of any force and effect and to provide that candidates shall be selected at large from the Senatorial district which such counties comprise, except that no more than one candidate shall be selected from any one county.

Referred to Committee on Calendar.

H. B. 1257, a bill to amend General Statutes 160-241 concerning assessment of cost of a municipal waste treatment and disposal plant against lands abutting on existing or extended lateral mains for the collection of waste, as the same relates to the town of Kure Beach in New Hanover County.

Referred to Committee on Calendar.

H. B. 1265, a bill to redefine the town limits of the town of Bethel in Pitt County.

Referred to Committee on Calendar.

H. R. 1301, a resolution to recognize the record of the Rocky Mount Senior High School in winning the State championships in football, basketball and baseball.

The resolution is placed upon the Calendar.

S. B. 626, a bill to amend Chapter 915, Session Laws of 1955, relating to the boards of county commissioners in the 17th Solicitorial District to furnish a full

time secretary to the solicitor of said district, and to provide suitable offices for the solicitor of said district, and to pay for same, for concurrence in the House amendment.

Upon motion of Senator Story, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 313, a bill to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms, for concurrence in the House amendment.

Upon motion of Senator Williams, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Williams, the vote by which the Senate concurred in the House amendment is reconsidered and the bill, as amended, is placed upon the Calendar.

#### CONFERENCE REPORT

Senator Belk for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 285, a bill to revise the eligibility requirements for municipal street aid funds, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned conferees appointed to resolve the differences arising between the two bodies on engrossed H. B. 285, a bill to be entitled an act to revise the eligibility requirements for municipal street aid funds, unanimously make the following recommendations:

1. That the House recede from its position in the passage of the bill on April 18, 1963, and accept the amendment stated in paragraph 3 below of this report.
2. That the Senate recede from its position with respect to an amendment adopted by the Senate on May 21, 1963, and accept the amendment stated in paragraph 3 below of this report.
3. That an amendment be added to be numbered "Section 3½" which shall follow Subsection (c) of Section 3 and reading as follows: "Section 3½. The provisions of this Act shall not apply to any municipality incorporated prior to January 1, 1945."

*Respectfully submitted,*

IRWIN BELK,

HENRY G. SHELTON,

*Conferees for the Senate.*

EARL H. TATE,

THOMAS B. HUNTER,

ROGER C. KISER,

*Conferees for the House of Representatives.*

Upon motion of Senator Belk, the report of the conferees is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, and that when they have adopted a similar report they may order the bill enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 497, a bill to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public

health by regulating sewage disposal on and near the waters of Lake James in said counties.

Upon motion of Senator Hatcher, the vote by which the amendment heretofore adopted is reconsidered and the amendment is withdrawn.

Senator Hatcher offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1156, a bill to amend Chapter 289, Public-Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs.

Senator Jones offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 444, a bill to define the territory of Electric Membership Corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Saunders, action on the bill is postponed until Wednesday, June 12, 1963.

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State.

Upon motion of Senator Johnson, action on the bill is postponed until Wednesday, June 12, 1963.

Committee substitute for S. B. 354, a bill to make technical revisions in the Revenue Act, upon second reading.

The bill passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—44.

Committee substitute for H. B. 527, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

Senator Mills offers an amendment which fails of adoption.

Senator Morgan of Harnett offers an amendment which is adopted.

Senator Gurganus offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

S. B. 643, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 266, a bill to provide for research studies on flue-cured tobacco in the Sandhill area comprised of the counties of Anson, Hoke, Richmond, Scotland, Lee, Moore and Montgomery.

Passes its second and third readings and is ordered enrolled.

H. B. 702, a bill to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 761, a bill to provide for the nomination and election of the members of the board of education of Davie County.

Passes its second and third readings and is ordered enrolled.

H. B. 1103, a bill relating to the policemen of the town of Bakersville in Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1121, a bill to fix the salaries of the mayor and members of the board of commissioners in the town of Farmville, Pitt County.

Passes its second and third readings and is ordered enrolled.

H. B. 1173, a bill to authorize the appointment of an assistant judge of the recorder's court of Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 1193, a bill to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 1194, a bill to provide that Article 20A of Chapter 153 relating to regulation of subdivisions by the board of county commissioners shall apply to Halifax County.

Passes its second and third readings and is ordered enrolled.

H. B. 1195, a bill to amend Chapter 153 of the General Statutes so as to permit the board of county commissioners of Halifax County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1199, a bill to amend General Statutes 163-20 relating to the compensation of precinct officers in Lincoln County.

Passes its second and third readings and is ordered enrolled.

H. B. 1200, a bill to provide for an election in the city of Henderson upon the question of amending the charter to require a majority vote for election to office.

Passes its second and third readings and is ordered enrolled.

H. B. 1204, a bill to authorize policemen and other law enforcement officers of the town of Wallace to exercise their law enforcement powers beyond the corporate limits of said town and to extend the extraterritorial jurisdiction of the mayor's court of the town of Wallace.

Passes its second and third readings and is ordered enrolled.

H. B. 1205, a bill to bar the collection of certain delinquent taxes levied by the county of Edgecombe and the town of Tarboro.

Passes its second and third readings and is ordered enrolled.

H. B. 1206, a bill to amend H. B. 391, ratified May 2, 1963, Chapter 342 of the Session Laws of 1963, relating to the law library of Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1209, a bill to make the provisions of Article 6 of Chapter 87 relating to water well contractors applicable to Lee, Stokes and Union Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1211, a bill to fix the compensation of the county commissioners and the members of the board of education of Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 1215, a bill to amend General Statutes 105-327, relating to the meetings of the Guilford County Board of Equalization and Review, and providing for appeals to said board.

Passes its second and third readings and is ordered enrolled.

H. B. 1218, a bill to exempt Sampson County from the provisions of Article 10, Chapter 163 of the General Statutes of North Carolina, as amended by the 1963 Session Laws, relating to civilian absentee voting for county and township officers.

Passes its second and third readings and is ordered enrolled.

H. B. 1225, a bill to authorize and empower the board of commissioners of the town of Dunn to appropriate funds for the development of the industrial and economic resources of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 1226, a bill to regulate fees charged by clerk of Superior Court of Catawba County.

Passes its second and third readings and is ordered enrolled.

H. B. 1230, a bill to establish the salaries of the clerk of Superior Court, sheriff, and register of deeds of Wake County.

Passes its second and third readings and is ordered enrolled.

H. B. 1234, a bill relating to the salary of the board of aldermen of the city of Winston-Salem.

Passes its second and third readings and is ordered enrolled.

H. B. 1236, a bill relating to extraterritorial jurisdiction of municipalities in Caldwell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1240, a bill to amend Chapter 452 of the Private Laws of 1913, being the charter of the town of Sharpsburg, relating to elections.

Passes its second and third readings and is ordered enrolled.

H. B. 1241, a bill to submit to the voters of Hoke County the question of whether the members of the board of county commissioners of Hoke County shall be elected for staggered four year terms.

Passes its second and third readings and is ordered enrolled.

H. B. 1242, a bill to extend the statute of limitations for the collection of taxes by the town of Beaufort in Carteret County.

Passes its second and third readings and is ordered enrolled.



H. B. 1243, a bill to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions to be paid to retired public school teachers of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 1244, a bill to authorize the board of aldermen of the town of Wrightsville Beach to expend certain recreational funds for other governmental purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1249, a bill to amend Chapter 48 of the Session Laws of 1947 relating to the election of members of the Harnett County Board of Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 1251, a bill to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities in Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1256, a bill to provide for the payment of certain fees and to clarify the jurisdiction of Granville County Recorder's Court as to city cases.

Passes its second and third readings and is ordered enrolled.

H. B. 1263, a bill to amend Chapter 435 of the Session Laws of 1949 as amended by Session Laws of 1955 relating to Sanford Cemetery Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 1264, a bill to amend Chapter 21, Private Laws of 1908, the Town Charter, so as to change the time of municipal elections in the town of Middlesex, Nash County.

Passes its second and third readings and is ordered enrolled.

H. B. 1282, a bill to authorize the town of Dallas in Gaston County, North Carolina, to pay for the purchase of certain articles of personal property by execution of a chattel mortgage.

Passes its second and third readings and is ordered enrolled.

H. B. 1290, a bill to allow the governing body of the city of Leaksville to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. R. 1301, a joint resolution to recognize the record of the Rocky Mount Senior High School in winning the State championships in football, basketball and baseball.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Morgan of Cleveland, the Senate adjourns to meet tomorrow at 12 M.

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### ONE HUNDRED NINTH DAY

SENATE CHAMBER,  
Wednesday, June 12, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Aydlett, H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, is taken from the Committee on Counties, Cities and Towns and re-referred to the Committee on Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1301, a joint resolution to recognize the record of the Rocky Mount Senior High School in winning the State championships in football, basketball and baseball.

S. B. 15, an act to authorize the issuance of bonds of the State to provide for captial improvements for State institutions and agencies, such bonds to be issued without an election during the next succeeding biennium in an amount not in excess of two-thirds of the amount by which the State's outstanding indebtedness shall have been reduced during the current biennium.

S. B. 113, an act to fix the salaries of the chief justice and associate justices of the Supreme Court and the judges and district solicitors of the Superior Court of North Carolina.

S. B. 308, an act to amend General Statutes 7-51 relating to the retirement of justices of the Supreme Court, the attorney general, and judges of the Superior Court.

S. B. 328, an act to provide a supplemental appropriation to the State Board of Education for the purpose of establishing in the public schools a more diversified and comprehensive program of instruction in industrial education and other courses.

S. B. 340, an act to amend General Statutes 20-310 to limit cancellation of automobile liability insurance policies by insurance companies.

S. B. 355, an act to authorize the State Board of Registration for Professional Engineers and Land Surveyors to conduct or sponsor programs of instruction and to disseminate knowledge and information to assist registered engineers and land surveyors better to serve the public and to assist persons better to qualify for registration to practice engineering and land surveying in North Carolina.

S. B. 378, an act to make provision for the payment of certain State expenses in connection with Federal litigation arising out of State cases.

S. B. 384, an act to provide a program to deal with the problem of mental retardation in this State and to make appropriations therefor.

S. B. 393, an act to establish the Space and Technology Research Center at the Research Triangle.

S. B. 413, an act to authorize the issuance of revenue bonds by the Boards of Trustees of the University of North Carolina, Agricultural and Technical College of North Carolina, Appalachian State Teachers College, East Carolina College, Elizabeth City College, Fayetteville State College, North Carolina College at Durham, Pembroke State College, Western Carolina College and Winston-Salem

State College for the acquisition and construction of buildings and facilities for student housing, student activities, physical education and recreation.

S. B. 472, an act to authorize the city of Albemarle to license drivers and operators of ambulances and to franchise ambulances.

S. B. 489, an act to provide for the nomination and election of the county board of education of Brunswick County.

S. B. 543, an act to repeal Chapters 116 and 120, Session Laws of 1961, relating to districts and election of members of the Person County Board of Education, to fix at five the number of members of the said board of education, and to provide for staggered terms.

S. B. 626, an act to amend Chapter 915 Session Laws of 1955, relating to the boards of county commissioners in the 17th Solicitorial District to furnish a full time secretary to the solicitor of said district, and to provide suitable offices for the solicitor of said district, and to pay for same.

H. B. 4, an act to provide for the nomination and election of the county board of education in Wake County.

H. B. 266, an act to provide for research studies on flue-cured tobacco in the sandhill area comprised of the counties of Anson, Hoke, Richmond, Scotland, Lee, Moore and Montgomery.

H. B. 285, an act to revise the eligibility requirements for municipal street aid funds.

H. B. 340, an act to provide for research studies on organic soils of the southern Albemarle area of North Carolina comprising the counties of Hyde, Tyrrell, Dare, and parts of Washington and Beaufort.

H. B. 518, an act to provide for election of members of the Raleigh City School Administrative Unit and to fix their terms of office.

H. B. 761, an act to provide for the nomination and election of the members of the board of education of Davie County.

H. B. 801, an act to amend General Statutes 1-339.25 relating to upset bids on public sales.

H. B. 811, an act to amend General Statutes 130-9(e) relating to the licensing of nursing homes and boarding homes for the aged and infirm.

H. B. 1019, an act to amend Chapter 88, Private Laws of 1887, being the charter of the town of Siler City, relating to elections.

H. B. 1048, an act to provide for four year terms of office for members of the city council of Asheville.

H. B. 1090, an act repealing any and all limitations on school indebtedness of Davidson County in Chapter 413 of the Session Laws of 1949 and in Chapter 712 of the Session Laws of 1955, and fixing a limitation on school indebtedness for bonds of said county.

H. B. 1102, an act authorizing the Richmond County Board of Commissioners to increase their salaries, and to fix the regular meetings of the board of commissioners.

H. B. 1103, an act relating to the policemen of the town of Bakersville in Mitchell County.

H. B. 1109, an act to submit to the voters of Hoke County the question of whether the members of the board of education of Hoke County shall be elected for four year terms.

H. B. 1116, an act to authorize boards of county commissioners to combine the separate tax levies for certain public welfare purposes.

H. B. 1121, an act to fix the salaries of the mayor and members of the board of commissioners in the town of Farmville, Pitt County.

H. B. 1170, an act relating to the appointment of plumbing inspectors in Chatham, Lee, and Orange Counties.

H. B. 1173, an act to authorize the appointment of an assistant judge of the recorder's court of Brunswick County.

H. B. 1192, an act to amend General Statutes 14-107 to make the provisions thereof relating to punishment for a worthless check offense in which the amount of the check is not over fifty dollars applicable to Person County.

H. B. 1193, an act to authorize the board of commissioners of the town of Whitakers to fix the compensation of the mayor and other officials of said town.

H. B. 1194, an act to provide that Article 20A of Chapter 153 relating to regulation of subdivisions by the board of county commissioners shall apply to Halifax County.

H. B. 1195, an act to amend Chapter 153 of the General Statutes so as to permit the board of county commissioners of Halifax County to fix the fees to be charged by the register of deeds and the clerk of Superior Court.

H. B. 1199, an act to amend General Statutes 163-20 relating to the compensation of precinct officers in Lincoln County.

H. B. 1200, an act to provide for an election in the city of Henderson upon the question of amending the charter to require a majority vote for election to office.

H. B. 1204, an act to authorize policemen and other law enforcement officers of the town of Wallace to exercise their law enforcement powers beyond the corporate limits of said town and to extend the extraterritorial jurisdiction of the mayor's court of the town of Wallace.

H. B. 1205, an act to bar the collection of certain delinquent taxes levied by the county of Edgecombe and the town of Tarboro.

H. B. 1206, an act to amend H. B. 391, ratified May 2, 1963, Chapter 342 of the Session Laws of 1963, relating to the law library of Caldwell County.

H. B. 1209, an act to make the provisions of Article 6 of Chapter 87 relating to water well contractors applicable to Lee, Stokes and Union Counties.

H. B. 1211, an act to fix the compensation of the county commissioners and the members of the board of education of Pender County.

H. B. 1215, an act to amend General Statutes 105-327, relating to the meetings of the Guilford County Board of Equalization and Review, and providing for appeals to said board.

H. B. 1218, an act to exempt Sampson County from the provisions of Article 10, Chapter 163 of the General Statutes of North Carolina, as amended by the 1963 Session Laws, relating to civilian absentee voting for county and township officers.

H. B. 1220, an act relating to the holding and licensing of carnivals within Orange County.

H. B. 1224, an act to authorize certain employees of the town of Spray to issue warrants.

H. B. 1225, an act to authorize and empower the board of commissioners of the town of Dunn to appropriate funds for the development of the industrial and economic resources of said town.

H. B. 1226, an act to regulate certain fees charged by the clerk of Superior Court of Catawba County.

H. B. 1230, an act to establish the salaries of the clerk of Superior Court, sheriff, and register of deeds of Wake County.

H. B. 1234, an act relating to the salary of the board of aldermen of the city of Winston-Salem.

H. B. 1236, an act relating to extraterritorial jurisdiction of municipalities in Caldwell County.

H. B. 1240, an act to amend Chapter 452 of the Private Laws of 1913, being the charter of the town of Sharpsburg, relating to elections.

H. B. 1241, an act to submit to the voters of Hoke County the question of whether the members of the board of county commissioners of Hoke County shall be elected for staggered four year terms.

H. B. 1242, an act to extend the statute of limitations for the collection of taxes by the town of Beaufort in Carteret County.

H. B. 1243, an act to amend Chapter 385 of the Public-Local Laws of 1921, relating to pensions to be paid to retired public school teachers of New Hanover County.

H. B. 1244, an act to authorize the board of aldermen of the town of Wrightsville Beach to expend certain recreational funds for other governmental purposes.

H. B. 1249, an act to amend Chapter 48 of the Session Laws of 1947 relating to the election of members of the Harnett County Board of Commissioners.

H. B. 1251, an act to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities in Harnett County.

H. B. 1256, an act to provide for the payment of certain fees and to clarify the jurisdiction of Granville County Recorder's Court as to city cases.

H. B. 1263, an act to amend Chapter 435 of the Session Laws of 1949 as amended by Session Laws of 1955 relating to Sanford Cemetery Commission.

H. B. 1264, an act to amend Chapter 21, Private Laws of 1908, the town charter, so as to change the time of municipal elections in the town of Middlesex, Nash County.

H. B. 1282, an act to authorize the town of Dallas in Gaston County, North Carolina, to pay for the purchase of certain articles of personal property by execution of a chattel mortgage.

H. B. 1290, an act to allow the governing body of the city of Leaksville to establish by ordinance a retirement or pension fund for employees.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Appropriations:

S. B. 101, a bill to appropriate the sum of thirty-six thousand dollars (\$36,000.00) to Sipe's Orchard Home, Inc. of Conover, North Carolina, for the biennium 1963-1965, with a favorable report, as amended.

S. B. 114, a bill appropriating two hundred thousand dollars to the Department of Agriculture for construction of an agriculture center in western North Carolina, with a favorable report, as amended.

S. B. 147, a bill to appropriate \$200,000.00 to the North Carolina Board of Nurse Registration and Nursing Education to provide grants-in-aid to assist hospitals in establishing and operating diploma schools of nursing, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 170, a bill to make a grant-in-aid of \$3500.00 to commemorate the part played by North Carolinians in the Battle of Gettysburg, with a favorable report.

S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions, with an unfavorable report as to bill, favorable report as to Committee substitute bill, as amended.

S. B. 208, a bill to appropriate funds for the treatment of children suffering from cystic fibrosis and other errors of metabolism, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 259, a bill to appropriate \$35,000.00 to the North Carolina Civil Air Patrol to be used for the construction of a State headquarters building, with a favorable report.

Upon motion of Senator White, the bill is re-referred to the Committee on Calendar.

S. B. 262, a bill to authorize the issuance of \$100,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 264, a bill to encourage attendance in institutions of higher learning by providing a scholar incentive program for residents of North Carolina, with an unfavorable report.

S. B. 319, a bill to provide for payments by the State of North Carolina to counties and municipalities in recognition of the local governmental costs resulting from the presence of State-owned property, with an unfavorable report.

S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

S. B. 379, a bill appropriating funds for the development and maintenance of the President James K. Polk Birthplace, with a favorable report.

S. B. 385, a bill to create a council on mental retardation, with a favorable report.

S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region, with a favorable report, as amended.

S. B. 399, a bill to appropriate \$32,000.00 for the purchase of fire fighting equipment for Richmond, Scotland, Moore, Lee, Montgomery, Chatham, Anson and Hoke Counties, with a favorable report, as amended.

S. B. 423, a bill to provide an appropriation of \$750,000 for the establishment of a program of medical assistance for the aged and others in North Carolina, with a favorable report, as amended.

S. B. 645, a bill to amend Chapter 683 and Chapter 684 of the 1963 Session Laws to provide for a program of State wide educational television, with a favorable report.

S. B. 646, a bill to make appropriations for maintenance of the Legislative Building and grounds, with a favorable report.

S. B. 468, a bill to provide a supplemental appropriation to the State Board of Education for high school textbooks and to enable the board to reduce rental fees, with an unfavorable report as to bill, favorable as to Committee substitute bill.

S. B. 516, a bill to appropriate funds for tobacco research at the Border Belt Tobacco Research Station, with a favorable report.

S. B. 521, a bill to appropriate the sum of one hundred twenty-five thousand dollars (\$125,000) for the construction of a combination auditorium, classroom and physical education teaching building at Wilmington College, with a favorable report.

S. B. 527, a bill to make an appropriation for the operation of the Courts Commission, with a favorable report.

S. B. 546, a bill to provide funds for the employment of additional personnel for the medical care and treatment of patients in State institutions, with a favorable report.

S. B. 549, a bill to appropriate certain funds to the State Hospitals Board of Control for use in the alcoholic rehabilitation program, with a favorable report.

S. B. 582, a bill for the relief of Hardy Hunt, with a favorable report.

S. B. 596, a bill to authorize the Governor and Council of State to allot contingency and emergency funds to the Department of Insurance, with an unfavorable report.

S. B. 515, a bill to appropriate \$525,000 for topographic mapping of North Carolina, with an unfavorable report.

S. B. 613, a bill to appropriate funds for dairy research at the coastal plain research station, with a favorable report.

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County, with a favorable report, as amended.

S. B. 617, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the museum of the Albemarle, Elizabeth City, North Carolina, with a favorable report, as amended.

By Senator Yow, for the Committee on Calendar:

S. R. 650, a joint resolution directing the Legislative Council to make a study of the North Carolina compulsory liability insurance law, with a favorable report.

H. B. 880, a bill to amend General Statutes 163-151 so as to permit a candidate to use nickname on primary and general election ballots, with a favorable report.

H. B. 1182, a bill to provide for the appointment of special security officers of the Fontana Village of Graham County, and to prescribe their duties, with a favorable report.

The bill is placed upon today's Calendar.

H. B. 1214, a bill relating to ambulance service in Alamance County, with an unfavorable report.

H. B. 1232, a bill to incorporate the town of Southern Shores in Dare County, North Carolina, with a favorable report.

Upon motion of Senator Aydlett, the bill is placed upon today's Calendar.

H. B. 1235, a bill to repeal Chapter 272, Public-Local Laws of 1937 relating to powers of justice of the peace in Watauga County, with an unfavorable report.

H. B. 1246, a bill to provide that any agreement among the executive committees of the political parties in Haywood, Henderson, Jackson, Polk and Transylvania Counties relative to the rotation among such counties of candidates for the State Senate shall no longer be of any force and effect and to provide that candidates shall be selected at large from the Senatorial District which such counties comprise, except that no more than one candidate shall be selected from any one county, with a favorable report.

The bill is placed upon today's Calendar.

H. B. 1257, a bill to amend General Statutes 160-241 concerning assessment of cost of a municipal waste treatment and disposal plant against lands abutting on existing or extended lateral mains for the collection of waste, as the same relates to the town of Kure Beach in New Hanover County, with a favorable report.

H. B. 1265, a bill to redefine the town limits of the town of Bethel in Pitt County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Humber: S. B. 652, a bill relating to the compensation of the mayor and the board of town commissioners of Grifton in Pitt County.

Referred to Committee on Calendar.

By Senator Shelton: S. B. 653, a bill to amend Chapter 314 of the Private Laws of 1909 the same being the charter of the town of Tarboro.

Referred to Committee on Calendar.

By Senator Hanes and all members of the Senate: S. R. 654, a resolution expressing the love and affection of the Senate of the North Carolina General Assembly for Senator Ira T. Johnston and expressing concern and sympathy and a sincere wish for a quick and complete recovery.

Upon motion of Senator Hanes, the rules are suspended and the resolution is unanimously adopted by rising vote.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 489, a bill to authorize the issuance of one hundred million dollars in bonds of the State to provide for urgently needed funds to be used for the construction and improvement of school plant facilities in the counties of the State, subject to a vote of the people of the State.

Referred to Committee on Calendar.

H. B. 539, a bill to amend General Statutes 58-248.8, as the same relates to distinguishing of rates between safe and non-safe drivers.

Referred to Committee on Calendar.



H. B. 585, a bill to amend General Statutes 48-23, relating to inheritance rights of adopted children.

Referred to Committee on Calendar.

H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration.

Referred to Committee on Calendar.

H. B. 884, a bill to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years.

Referred to Committee on Calendar.

H. B. 888, a bill to establish additional conditions of eligibility for aid to dependent children.

Referred to Committee on Calendar.

H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina.

Referred to Committee on Calendar.

H. B. 921, a bill to provide for the nomination and election of the members of the board of education of Avery County.

Referred to Committee on Calendar.

H. B. 1286, a bill to authorize Cumberland County to hold an election on the question of issuance of bonds for a public auditorium.

Referred to Committee on Calendar.

H. R. 1313, a joint resolution in recognition of world's safety record set by the employees of the Greensboro Division of Western Electric Company.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,  
Wednesday, June 12, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 384, "a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes," and requests Conferees. Mr. Speaker Blue has appointed Representatives Murphy, Ragsdale, Watkins, Whitehurst and Uzzell on the part of the House to confer with a like Committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as Conferees on the part of the Senate, Senators Jordan, Meares and Brantley, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1245, a bill to revise and consolidate the charter of the city of Oxford, upon second reading.

Senator Long offers several amendments, held not to be material, which are adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 44, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—44.

H. B. 1232, a bill to incorporate the town of Southern Shores in Dare County, North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—47.

S. B. 603, a bill to amend certain Private Laws relating to police and firemen's pension funds in the city of Wilmington and to authorize said city to establish a retirement or pension fund for city employees.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1253, a bill to provide for a board of county commissioners for Buncombe County to consist of a full-time chairman and two other members.

Upon motion of Senator Stikeleather, action on the bill is postponed until Thursday, June 13, 1963.

Committee substitute for S. B. 354, a bill to make technical revisions in the Revenue Act, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—47.

The bill is ordered sent to the House of Representatives.

S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill and the bill remains upon the Calendar for its second roll call reading.

S. B. 313, a bill to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms, for concurrence in the House amendment.

Upon motion of Senator Williams, the Senate fails to concur in the House amendment and a conference is requested.

The President appoints as Conferees on the part of the Senate, Senators Williams, Yow and Walton, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 392, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing.

Senator Clark offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Long, action on the bill is postponed until tomorrow, Thursday, June 13, 1963.

S. B. 641, a bill to amend General Statutes 105-195 pertaining to gift taxes.

Upon motion of Senator Johnson, the bill is re-referred to the Committee on Finance.

S. B. 642, a bill to amend General Statutes 105-19 pertaining to inheritance tax.

Upon motion of Senator Johnson, the bill is re-referred to the Committee on Finance.

S. B. 647, a bill to amend General Statutes 143-40 so as to regulate the maximum hours of employment of State employees subject to the State Personnel Department.

Senator Walton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

H. B. 226, a bill to enact the Interstate Compact on Juveniles.

Passes its second and third readings and is ordered enrolled.

H. B. 244, a bill to amend the General Statutes of North Carolina relating to the possession of malt liquors.

The bill passes its second reading.

Upon objection of Senator Morgan of Harnett to its third reading, the bill remains upon the Calendar.

H. B. 542, a bill to amend Article 14 of Chapter 160 of the General Statutes relating to municipal zoning authority.

Upon motion of Senator Johnson, action on the bill is postponed until Monday, June 17, 1963.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers.

Senator Johnson offers an amendment which is adopted.

Senator Strong offers an amendment which is adopted.

Upon motion of Senator Scott, the bill and its amendments are re-referred to the Committee on Calendar.

H. B. 834, a bill to amend the General Statutes respecting the appointment and removal of the Director of Probation; to vest in the Director of Probation administrative and executive powers and duties respecting the State probation system and the authority to appoint and discharge probation personnel; to change the titles of the State Board of Correction and Training and the Commissioner of Correction to that of State Board of Juvenile Correction and Commissioner of Juvenile Correction; to vest in the Commissioner of Juvenile Correction administrative and executive powers and duties respecting the State institutions for the correction of delinquent minors and the authority to appoint and discharge personnel employed by the State Board of Juvenile Correction.

Passes its second and third readings and is ordered enrolled.

H. B. 836, a bill to permit schools, universities and colleges to remove graves from property owned by or in the custody of such schools, universities or colleges, when such removal is necessary to permit proper performance of such institutions' functions.

Passes its second and third readings and is ordered enrolled.

H. B. 840, a bill to fix the term of office of the chairman of the State Board of Alcoholic Control and to vest administrative powers of the State Board of Alcoholic Control in the chairman.

Passes its second and third readings and is ordered enrolled.

H. B. 841, a bill relating to the transportation of school children in areas annexed to municipalities.

Passes its second and third readings and is ordered enrolled.

H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months' absence.

The amendment offered by the Committee is adopted.

Senators Morgan of Harnett and Jones offer an amendment.

Upon motion of Senator Morgan of Cleveland, the amendment is laid upon the Table.

Senator White offers an amendment which is adopted.

Senator Brantley moves that the bill and its amendments do lie upon the Table.

The motion fails to prevail.

The bill, as amended, passes its second reading.

Upon objection of Senator Horton to its third reading, the bill, as amended, remains upon the Calendar.

H. B. 882, a bill to validate the creation of watershed districts and to amend General Statutes 139-18 concerning the recordation of the district organization order.

Passes its second and third readings and is ordered enrolled.

H. B. 1182, a bill to provide for the appointment of special security officers of the Fontana Village of Graham County, and to prescribe their duties.

Passes its second and third readings and is ordered enrolled.

H. B. 1246, a bill to provide that any agreement among the executive committees of the political parties in Haywood, Henderson, Jackson, Polk and Transylvania Counties relative to the rotation among such counties of candidates for the State Senate shall no longer be of any force and effect and to provide that candi-

dates shall be selected at large from the Senatorial District which such counties comprise, except that no more than one candidate shall be selected from any one county.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 11:00 o'clock.

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### ONE HUNDRED TENTH DAY

SENATE CHAMBER,  
Thursday, June 13, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Snow, the courtesies of the galleries are extended to J. Sam Gentry of Surry County.

Upon motion of Senator James, the courtesies of the galleries are extended to Mrs. M. M. Lindsey of Richmond County, and Don Lindsey and David Lindsey are made honorary pages of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Mrs. Bessie Holmes and Mrs. Elsie Holt of Alamance County.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Rev. and Mrs. R. S. Ferguson of Belfast, North Ireland, and Ann Ferguson is made an honorary page of the Senate.

Upon motion of Senator Scott, the courtesies of the galleries are extended to Rev. and Mrs. Harry Barnett of Alamance County, and Timothy Barnett and Stephen Barnett are made honorary pages of the Senate.

Upon motion of Senator Propst, the courtesies of the galleries are extended to Mrs. Ann Wilkinson, mother-in-law, Mrs. Nancy Wilkinson, sister-in-law, and Allison Wilkinson, niece, and Heilig Wilkinson, nephew, all of Cabarrus County.

Upon motion of Senators Jordan and Shelton, the courtesies of the galleries are extended to Mrs. R. B. Reeves of Norfolk, Virginia.

Upon motion of Senator Hatcher, H. B. 846, a bill to amend General Statutes 20-7 relating to exempting persons sixty years of age and over from requirements of parallel parking when being examined for driver's license, is taken from the Committee on Highway Safety and re-referred to the Committee on Calendar.

### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 536, an act to approve and confirm contracts between the city of Raleigh and the town of Cary and between the city of Raleigh and the town of Garner with regard to the treatment of sewage by the city of Raleigh for said towns.

S. B. 558, an act to grant additional authority to the city of Charlotte to regulate public solicitations for charitable and similar causes.

S. B. 560, an act to amend the charter of the city of Charlotte relative to condemnation procedures.

S. B. 568, an act to authorize the sheriff of Northampton County to appoint an additional full-time deputy sheriff.

S. B. 624, an act to include Halifax County within the provisions of Article 6 of Chapter 87 of the General Statutes relating to water well contractors.

S. B. 628, an act to authorize the city of Raleigh to enter into a contract with Brookhaven, Incorporated, to supply water upon such terms as may be agreed upon by the parties.

S. B. 634, an act to amend the charter of the town of Hamlet by amending Chapter 475, Public-Local Laws of 1931, and Chapter 219, Private Laws of 1923, relating to municipal elections.

H. B. 126, an act to validate certain conveyances by married women of their separate property.

H. B. 226, an act to enact the Interstate Compact on Juveniles.

H. B. 483, an act to prohibit the State Highway Patrol from using airplanes to discover persons violating certain motor vehicle laws.

H. B. 497, an act to prohibit discharge of raw sewage, garbage or refuse in the waters of Lake James in Burke and McDowell Counties, and to promote public health by regulating sewage disposal on and near the waters of Lake James in said counties.

H. B. 702, an act to increase the number of the members of the board of education of Watauga County from three to five; to appoint additional members of the Watauga County Board of Education for a term of two years, and to provide for the election of all subsequent boards of education for said county.

H. B. 834, an act to amend the General Statutes respecting the appointment and removal of the Director of Probation; to vest in the Director of Probation administrative and executive powers and duties respecting the State Probation System and the authority to appoint and discharge probation personnel; to change the titles of the State Board of Corrections and Training and the Commissioner of Correction to that of State Board of Juvenile Correction and Commissioner of Juvenile Correction; to vest in the Commissioner of Juvenile Correction administrative and executive powers and duties respecting the State institutions for the correction of delinquent minors and the authority to appoint and discharge personnel employed by the State Board of Juvenile Correction.

H. B. 836, an act to permit schools, universities and colleges to remove graves from property owned by or in the custody of such schools, universities or colleges, when such removal is necessary to permit proper performance of such institutions' functions.

H. B. 840, an act to fix the term of office of the chairman of the State Board of Alcoholic Control and to vest administrative powers of the State Board of Alcoholic Control in the chairman.

H. B. 841, an act relating to the transportation of school children in areas annexed to municipalities.

H. B. 882, an act to validate the creation of watershed districts and to amend General Statutes 139-18 concerning the recordation of the district organization order.

H. B. 1156, an act to amend Chapter 289, Public-Local and Private Laws of 1941, so as to authorize the sheriff of Rutherford County to appoint special deputy sheriffs.

H. B. 1182, an act to provide for the appointment of special security officers of the Fontana Village of Graham County, and to prescribe their duties.

H. B. 1246, an act to provide that any agreement among the executive committees of the political parties in Haywood, Henderson, Jackson, Polk, and Transylvania Counties relative to the rotation among such counties of candidates for the State Senate shall no longer be of any force and effect and to provide that candidates shall be selected at large from the Senatorial District which such counties comprise, except that no more than one candidate shall be selected from any one county.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. B. 215, a bill to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate, with an unfavorable report.

S. B. 574, a bill relating to punishment for violation of the revenue laws, with a favorable report.

H. B. 1233, a bill to amend General Statutes 160-181.2 so as to exempt the municipalities in Richmond County from the provisions thereof, with a favorable report.

Upon motion of Senator James, the bill is placed upon today's Calendar.

S. B. 259, a bill to appropriate \$35,000.00 to the North Carolina Civil Air Patrol to be used for the construction of a State headquarters building, with a favorable report.

S. B. 637, a bill authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store, with a favorable report.

Upon motion of Senator Yow, the bill is placed upon today's Calendar.

Committee substitute for H. B. 888, a bill to establish additional conditions of eligibility for aid to dependent children, with a favorable report.

S. B. 493, a bill to authorize and empower the State Board of Public Welfare to enter into contracts with other State agencies or private organizations, including those governed by the provisions of Chapter 57 of the General Statutes, whereby such organizations can act as agent in arranging for the provision of services described or provided by Chapter 108 of the General Statutes, and for other purposes, with a favorable report.

Committee substitute for H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration, with a favorable report.

H. B. 1203, a bill to repeal S. B. 324, ratified May 3, 1963, as Chapter 280 of the Session Laws of 1963, relating to trials by jury in the recorder's court in Middle Creek Township in Wake County, with a favorable report.

S. B. 652, a bill relating to the compensation of the mayor and the board of town commissioners of Grifton in Pitt County, with a favorable report.

H. B. 585, a bill to amend General Statutes 48-23, relating to inheritance rights of adopted children, with a favorable report.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers, with a favorable report, as amended.

S. B. 653, a bill to amend Chapter 314 of the Private Laws of 1909, the same being the charter of the town of Tarboro, with a favorable report.

H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, with a favorable report.

H. B. 1286, a bill to authorize Cumberland County to hold an election on the question of issuance of bonds for a public auditorium, with a favorable report.

H. B. 1, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, with an unfavorable report.

S. B. 22, a bill to define and establish the Senatorial Districts of the State and to apportion the membership of the Senate to the several Senatorial Districts, with an unfavorable report.

S. B. 30, a bill to amend the Constitution of North Carolina so as to create and automatically apportion five Senatorial offices to the five most populous Senatorial Districts and to regulate the establishment and apportionment of Senatorial Districts and offices by law; to prescribe a general election on constitutional amendments on July 1, 1963, and to amend Article 1 of Chapter 120 of the General Statutes in keeping with the constitutional amendments, with an unfavorable report.

H. B. 539, a bill to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and non-safe drivers, with a favorable report, as amended.

H. B. 884, a bill to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years, with a favorable report.

H. R. 1313, a joint resolution in recognition of world's safety record set by the employees of the Greensboro Division of Western Electric Company, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jolly: S. B. 655, a bill to amend Chapter 690 of the Session Laws of 1963 relating to the charter of the town of Bunn in Franklin County.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator James, by request: S. B. 656, a bill to retain the High School in Hoffman pending survey of the schools in Richmond County.



Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, for concurrence in the House amendment.

Senator Williams moves that the Senate refuse to concur in the House amendment.

Upon the motion of Senator Williams Senator Currie calls for the "ayes" and "noes".

The call is sustained.

The Senate fails to concur in the House amendment by roll call vote, ayes 28, noes 19, as follows:

Those voting in the affirmative are: Senators Bailey, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Humber, James, Jolly, Meares, Midgett, Mills, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, White, Williams, Yates, Yow—28.

Those voting in the negative are: Senators Aydlett, Belk, Brantley, Currie, Hanes, Hatcher, Hollowell, Horton, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Morgan of Cleveland, Saunders, Stikeleather, Warren—19.

The following pair is announced: Senators Whitley, "aye", Johnston, "no".

Upon the failure of the Senate to concur in the House amendment, the President appoints as conferees on the part of the Senate to act with a like committee appointed by the Speaker of the House of Representatives, Senators Williams, Shelton, Yow, Harrington, Walton, Currie and Humber, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

S. B. 597, a bill to fix the compensation of the board of county commissioners of Northampton County, for concurrence in the House amendment.

Upon motion of Senator Martin, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 74, a bill to amend the public school laws relating to compulsory school attendance.

Referred to Committee on Calendar.

H. B. 506, a bill to amend Article 53 of Chapter 14 of the General Statutes relating to sale of concealable weapons.

Referred to Committee on Calendar.

H. B. 541, a bill to amend General Statutes 20-16.1 to require suspension of drivers' licenses for speeding in excess of fifteen miles per hour over any stated or posted speed limit.

Referred to Committee on Calendar.

H. B. 907, a bill to amend General Statutes 108-42, relating to obtaining, or continuing to obtain, awards of old age assistance by means of fraudulent devices, false statements and nondisclosures of material facts.

Referred to Committee on Calendar.

H. B. 919, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County.

Referred to Committee on Appropriations.

H. B. 924, a bill to authorize the organization and regulation of a State Defense Militia Cadre, to rewrite General Statutes 127-111 relating to the militia, and to otherwise variously amend sections of Chapter 127 pertaining to the militia and the national guard.

Referred to Committee on Calendar.

H. B. 571, a bill to amend General Statutes 33-48 and General Statutes 33-49 so as to authorize a nonresident trustee to petition the North Carolina courts for removal of infants' personality.

Referred to Committee on Calendar.

H. B. 898, a bill to authorize the appointment of law enforcement officers for duty on the campuses of public and private colleges and universities in North Carolina.

Referred to Committee on Calendar.

H. B. 808, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing.

Referred to Committee on Calendar.

H. B. 856, a bill relating to the authority of the Governor to employ counsel in certain cases.

Referred to Committee on Calendar.

H. B. 897, a bill to clarify the application of the State Personnel Act to the Eastern North Carolina School for the Deaf and the North Carolina School for the Deaf at Morganton.

Referred to Committee on Calendar.

H. B. 1248, a bill to amend General Statutes 20-63 relating to commission contracts for issuance of plates and certificates.

Referred to Committee on Calendar.

H. B. 899, a bill to amend Article 3 of Chapter 128 of the General Statutes relating to certain aspects of the Local Governmental Employees' Retirement System.

Referred to Committee on Calendar.

H. B. 906, a bill to amend General Statutes 108-71, relating to obtaining or continuing to obtain awards of assistance as aid to dependent children by means of fraudulent devices, false statements and nondisclosures of material facts.

Referred to Committee on Calendar.

H. B. 914, a bill to rewrite General Statutes 47-56 so as to validate certain acts of clerks of the Superior Court with respect to certain certificates, registration and proofs.

Referred to Committee on Calendar.

H. B. 916, a bill to validate certain deeds where the corporate seal has been omitted.

Referred to Committee on Calendar.

H. B. 925, a bill to rewrite General Statutes 127-109 relating to the protection of the uniform of the Armed Forces of the United States and of the State.

Referred to Committee on Calendar.

H. B. 926, a bill to amend Chapter 127 of the General Statutes of North Carolina pertaining to courts martial.

Referred to Committee on Calendar.

H. B. 927, a bill to amend Articles 7, 8, 9, 10 and 11 of Chapter 127 of the General Statutes relating to the pay, privileges, property, support and reports of the militia.

Referred to Committee on Calendar.

H. B. 928, a bill to amend General Statutes 127-102 relating to allowances to organizations and personnel of the National Guard.

Referred to Committee on Calendar.

H. B. 929, a bill to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds.

Referred to Committee on Calendar.

H. B. 937, a bill to amend General Statutes 1-496 so as to provide that undertaking or bond shall not be required in suits between spouses concerning support, alimony, custody and divorce.

Referred to Committee on Calendar.

H. B. 948, a bill to amend General Statutes 127-23, relating to the appointment of officers in the North Carolina Reserve Militia at qualified educational institutions.

Referred to Committee on Calendar.

H. B. 968, a bill to amend General Statutes 20-7 relating to renewal of chauffeurs' licenses every two years.

Referred to Committee on Calendar.

H. B. 952, a bill to require all agencies and departments upon whom a copy of affidavit is served under the tort claim act to file answer, demurrer or other pleading to said affidavit.

Referred to Committee on Calendar.

H. B. 961, a bill to provide a method of recording subsequent entries relating to instruments recorded on microfilm in the office of the register of deeds.

Referred to Committee on Calendar.

H. B. 967, a bill to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged.

Referred to Committee on Calendar.

H. B. 975, a bill to appropriate funds to place commemorative bronze plaques to the General Assembly in the Capitol and the State Legislative Building.

Referred to Committee on Calendar.

H. B. 990, a bill to add a new section to Part 3 of Article 3 of Chapter 108 of the General Statutes, relating to obtaining, or continuing to obtain, awards of aid to the permanently and totally disabled by means of fraudulent devices, false statements and nondisclosures of material facts.

Referred to Committee on Calendar.

H. B. 995, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to benefit assessment procedures of watershed districts.

Referred to Committee on Calendar.

H. B. 998, a bill to amend General Statutes 20-116 and General Statutes 20-123 relating to the use and operation of drive-away motor vehicle carriers with saddle mounts.

Referred to Committee on Calendar.

H. B. 1310, a bill to regulate the punishment for contempt of court.

Referred to Committee on Calendar.

H. B. 1005, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station".

Referred to Committee on Calendar.

H. B. 1273, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of McDowell County.

Referred to Committee on Calendar.

H. B. 1274, a bill to provide for a collection fee with respect to certain delinquent taxes.

Referred to Committee on Calendar.

H. B. 1276, a bill to provide for the collection of additional cost by the clerks of court in Richmond County.

Referred to Committee on Calendar.

H. B. 1281, a bill to authorize the board of commissioners of the city of Cherryville to abolish the municipal primary election in said city and to fix the time and place for municipal elections in said city.

Referred to Committee on Calendar.

H. B. 1283, a bill to authorize the governing body of the town of Dallas to spend non-tax revenue for recreational purposes.

Referred to Committee on Calendar.

H. B. 1285, a bill to amend Chapter 340, Session Laws of 1951, as amended by Chapter 917, Session Laws of 1957, relating to the salaries of the board of county commissioners of Cleveland County.

Referred to Committee on Calendar.

H. B. 1296, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

Referred to Committee on Calendar.

H. B. 1297, a bill to fix the salary of the sheriff of Cabarrus County at \$8,000 per year.

Referred to Committee on Calendar.

H. B. 1308, a bill to authorize the Bertie County Board of Education to exchange present Aulander Colored School lot and building for 3.65 acres as part of site for new Aulander Elementary School.

Referred to Committee on Calendar.

H. R. 1326, a joint resolution honoring Hunter Johnson, Composer.

Referred to Committee on Calendar.

H. B. 1311, a bill to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said Act a general misdemeanor punishable in the discretion of the court.

Referred to Committee on Calendar.

H. B. 1335, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Charlotte and Mecklenburg County.

Upon motion of Senator Belk, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Thursday, June 13, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House amendment to S. B. 313, "a bill to be entitled an act to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms," and requests a conference thereon, to this end the Speaker has appointed as conferees on the part of the House of Representatives, Representatives Calder, Taylor and Ramsey of Person, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1232, a bill to incorporate the town of Southern Shores in Dare County, North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jordan, Kirby, Long, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered enrolled.

H. B. 1245, a bill to revise and consolidate the charter of the city of Oxford, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jordan, Kirby, Long, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—43.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1257, a bill to amend General Statutes 160-241 concerning assessment of cost of a municipal waste treatment and disposal plant against lands abutting on existing or extended lateral mains for the collection of waste, as the same relates to the town of Kure Beach in New Hanover County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jordan, Kirby, Long, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—43.

H. B. 1265, a bill to redefine the town limits of the town of Bethel in Pitt County, upon second reading.

The bill passes its second reading by roll call vote, ayes 43, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jordan, Kirby, Long, MacLean, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—43.

H. B. 1253, a bill to provide for a board of county commissioners for Buncombe County to consist of a full-time chairman and two other members.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 125, a bill to authorize the issuance of two hundred million dollars of bonds of the State to provide for the construction of highways, subject to a vote of the people of the State, upon second reading.

Senator Mills moves that the bill be re-referred to the Committee on Calendar.

The motion fails to prevail.

Senator Jolly offers an amendment which fails of adoption.

Senator Strong offers an amendment which fails of adoption.

The bill fails to pass its second reading by roll call vote, ayes 18, noes 27, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Clark, Garriss, Hatcher, Humber, James, Jordan, Long, MacLean, Midgett, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Simmons, Snow, Walton—18.

Those voting in the negative are: Senators Belk, Brantley, Crew, Currie, Forsyth, Gurganus, Hamilton, Hollowell, Horton, Johnson, Jolly, Jones, Kirby, Martin, Meares, Mills, Scott, Seay, Shelton, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yow—27.

The following pairs are announced: Senators Yates, "aye", Harrington, "no"; Johnston, "aye", Hanes, "no".

S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said Department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions.

The substitute bill offered by the Committee is adopted.

The amendment offered by the Committee is adopted.

The adoption of the Committee substitute bill and the adoption of the amendment constitutes the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading.

S. B. 262, a bill to authorize the issuance of \$100,000.00 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State.

The substitute bill offered by the Committee is adopted, this constituting the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading.

H. B. 244, a bill to amend the General Statutes of North Carolina relating to the possession of malt liquors.

The bill passes its third reading and is ordered enrolled.

S. B. 521, a bill to appropriate the sum of one hundred twenty-five thousand dollars (\$125,000) for the construction of a combination auditorium, classroom and physical education teaching building at Wilmington College.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months absence.

Senator Crew offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 101, a bill to appropriate the sum of thirty-six thousand dollars (\$36,000.00) to Sipe's Orchard Home, Inc. of Conover, North Carolina, for the biennium 1963-1965.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 114, a bill appropriating two hundred thousand dollars to the Department of Agriculture for construction of an Agriculture Center in Western North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 147, a bill to appropriate two hundred thousand dollars (\$200,000.00) to the North Carolina Medical Care Commission to provide grants-in-aid to assist hospitals in establishing and operating Diploma Schools for Nursing.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 170, a bill to make a grant-in-aid of \$3500.00 to commemorate the part played by North Carolinians in the Battle of Gettysburg.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 208, a bill to appropriate funds for the treatment of children suffering from cystic fibrosis and other errors of metabolism.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 379, a bill appropriating funds for the development and maintenance of the President James K. Polk Birthplace.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 385, a bill to create a council on mental retardation.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region.

The amendments offered by the Committee are adopted.

Upon motion of Senator Hanes, action on the bill, as amended, is postponed until Monday, June 17, 1963.

S. B. 399, a bill to appropriate \$32,000.00 for the purchase of fire fighting equipment for Richmond, Scotland, Moore, Lee, Montgomery, Chatham, Anson and Hoke Counties.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 423, a bill to provide an appropriation of \$750,000 for the establishment of a program of medical assistance for the aged and others in North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Long, action on the bill is postponed until tomorrow, June 14, 1963.

S. B. 468, a bill to provide a supplemental appropriation to the State Board of Education for high school textbooks and to enable the board to reduce rental fees.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 516, a bill to appropriate funds for tobacco research at the Border Belt Tobacco Research Station.

Passes its second and third readings and is ordered sent to the House of Representatives.



S. B. 527, a bill to make an appropriation for the operation of the Courts Commission.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 546, a bill to provide funds for the employment of additional personnel for the medical care and treatment of patients in State institutions.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 549, a bill to appropriate certain funds to the State Hospitals Board of Control for use in the Alcoholic rehabilitation program.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 582, a bill for the relief of Hardy Hunt.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 613, a bill to appropriate funds for dairy research at the Coastal Plain Research Station.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Upon motion of Senator Aydlett, action on the bill is postponed until tomorrow, Friday, June 14, 1963.

S. B. 617, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Upon motion of Senator Aydlett, action on the bill is postponed until tomorrow, Friday, June 14, 1963.

S. B. 645, a bill to amend Chapter 683 and Chapter 684 of the 1963 Session Laws to provide for a program of State-wide educational television.

Senator Walton offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 646, a bill to make appropriations for maintenance of the Legislative Building and grounds.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 650, a joint resolution directing the Legislative Council to make a study of the North Carolina compulsory liability insurance law.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 880, a bill to amend General Statutes 163-151 so as to permit a candidate to use nickname on primary and general election ballots.

Passes its second and third readings and is ordered enrolled.

S. B. 637, a bill authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

H. B. 1233, a bill to amend General Statutes 160-181.2, so as to exempt the municipalities in Richmond County from the provisions thereof.

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORT

Senator Jordan for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 384, a bill to amend the vehicle financial responsibility act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned conferees appointed on H. B. 384, "a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes", have considered carefully the differences existing between the two bodies and recommend that the Senate recede from its amendment, relating to the deletion of Subsection (e).

Respectfully submitted,  
JOHN JORDAN,  
R. E. BRANTLEY,  
CARL MEARES,  
*Conferees on the part of the Senate.*

SAM L. WHITEHURST,  
JOE A. WATKINS,  
ASHLEY M. MURPHY,  
HUGH A. RAGSDALE,  
GEORGE R. UZZELL,  
*Conferees on the part of the  
House of Representatives.*

Upon motion of Senator Jordan, the Conferees' Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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#### ONE HUNDRED ELEVENTH DAY

SENATE CHAMBER,  
Friday, June 14, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Hanes, the courtesies of the galleries are extended to Mrs. L. C. Bruce, Sr., Miss Matrice Walton and Mrs. Nona Watkins of Forsyth County.

The President extends the courtesies of the floor to former Senator C. Settle Bunn of Nash County.

Upon motion of Senator Story, the courtesies of the galleries are extended to Mr. and Mrs. Donald Story, and Donald Story, Jr., is made an honorary page of the Senate.

Upon motion of Senator Belk, the courtesies of the galleries are extended to Miss Marilyn Belk and Miss Sally Scarborough of Mecklenburg County, and they are made honorary pages of the Senate.

Upon motion of Senator Yow, the vote by which H. B. 1233, a bill to amend General Statutes 160-181.2 so as to exempt the municipalities in Richmond from the provisions thereof, is recalled from the Enrolling office for further consideration by the Senate, and upon his motion the vote by which the bill passed its third reading is reconsidered and the bill is re-referred to the Committee on Calendar.

Upon motion of Senator Yow, H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Walton, H. R. 1313, a joint resolution in recognition of World's safety record set by the employees of the Greensboro Division of Western Electric Company, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 535, an act to amend the charter of the town of Cary as contained in Chapter 80 of the Private Laws of 1870-71, as amended.

S. B. 542, an act to amend Chapter 549 of the Session Laws of 1961 relating to support of the Pitt County Law Library.

S. B. 559, an act to authorize the city of Charlotte to make and enter into service contracts extending over a term of years for the disposal of municipal refuse.

S. B. 580, an act to provide that a jail fee shall be taxed as part of the court costs in the mayor's court of the town of Whitakers.

S. B. 597, an act to fix the compensation of the board of county commissioners of Northampton County.

S. B. 605, an act enabling the city of Goldsboro and the county of Wayne to jointly establish an airport and providing for the maintenance of a joint airport by said city and county.

S. B. 627, an act to create a cemetery commission for the city of Saluda and to authorize the levy of a special tax for cemetery purposes by said city.

S. B. 611, an act to consolidate the town of Bayshore Park and the town of Cape Carteret in Carteret County.

S. B. 637, an act authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County, upon a vote of the people and providing for the allocation of the net proceeds from the operation of such store.

S. B. 638, an act to amend Chapter 1217 of the Session Laws of 1953 fixing the fees of justices of the peace in Edgecombe County.

H. B. 244, an act to amend the General Statutes of North Carolina relating to the possession of malt liquors.

H. B. 713, an act to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of the farm soil and water conservation work.

H. B. 880, an act to amend General Statutes 163-151 so as to permit a candidate to use nickname on primary and general election ballots.

H. B. 1232, an act to incorporate the town of Southern Shores in Dare County, North Carolina.

H. B. 1253, an act to provide for a board of county commissioners for Buncombe County to consist of a full-time chairman and two other members.

H. B. 1335, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Charlotte and Mecklenburg County.

H. B. 1058, an act to revise and modify the charter of the city of Rocky Mount.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 101, a bill to appropriate the sum of twenty-one thousand five hundred dollars (\$21,500.00) to Sipe's Orchard Home, Inc., of Conover, North Carolina, for the biennium 1963-1965.

S. B. 114, a bill appropriating one hundred thousand dollars to the Department of Agriculture for construction of an agriculture center in Western North Carolina.

S. B. 399, a bill to appropriate \$16,000.00 for the purchase of fire fighting equipment for Richmond, Scotland, Moore, Lee, Montgomery, Chatham, Anson and Hoke.

S. B. 423, a bill to provide an appropriation of \$750,000 for the establishment of a program of medical assistance for the aged and others in North Carolina.

S. B. 645, a bill to amend Chapter 683 and Chapter 684 of the 1963 Session Laws to provide for a program of State-wide educational television.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator White, for the Committee on Appropriations:

S. R. 23, a joint resolution relating to salaries and working hours of State employees, with an unfavorable report.

Committee substitute for S. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions and retirement payments of certain teachers and State employees not eligible for social security benefits, with an unfavorable report as to bill and Committee substitute.

S. B. 346, a bill to appropriate funds to provide for a fifteen per cent salary increase for State Highway Patrol personnel, with an unfavorable report.

S. B. 381, a bill to establish the George Washington Statue Commission, with a favorable report, as amended.

S. B. 390, a bill to provide that appropriations for construction of State buildings shall include funds for landscaping, with an unfavorable report.

S. B. 410, a bill appropriating grant-in-aid funds to the Congregational Christian Home for Children, with a favorable report, as amended.

S. B. 513, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Moore County, with an unfavorable report.

S. B. 526, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Surry County, with an unfavorable report.

S. B. 528, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Richmond County, with an unfavorable report.

S. B. 529, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Columbus County, with an unfavorable report.

S. B. 541, a bill to appropriate funds to the State Board of Education for the purpose of establishing and equipping community colleges, with a favorable report, as amended.

S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina, with an unfavorable report.

S. B. 567, a bill to appropriate \$18,500.00 to the Department of Conservation and Development for the use of the Division of State Parks in establishing and maintaining Weymouth Woods-Sandhills Nature Preserve at Southern Pines in Moore County, with a favorable report.

S. B. 587, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Davidson County, with an unfavorable report.

S. B. 615, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Burke County, with an unfavorable report.

S. B. 621, a bill to appropriate to the Department of Water Resources additional funds to continue cooperative water resources investigations, with a favorable report.

S. B. 622, a bill to amend Chapter 138 of the General Statutes so as to increase the in-State travel expense allowance of State employees from ten dollars (\$10.00) to twelve dollars (\$12.00) and the out-of-State travel expense allowance of State employees and members of State boards and commissions from fourteen dollars (\$14.00) to fifteen dollars (\$15.00), with an unfavorable report.

S. B. 623, a bill to amend Chapter 138 of the General Statutes so as to increase the mileage allowance of State employees and members of State boards and commissions from seven cents (7c) to ten cents (10c) per mile, with a favorable report, as amended.

S. B. 629, a bill to fix the annual expense allowance of the Lieutenant Governor of North Carolina, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 80, a bill for the relief of Mrs. Sue (Ed) Sheets, with a favorable report.

H. B. 242, a bill to appropriate one hundred and ten thousand dollars (\$110,000.00) to the Agricultural Experiment Station, State College of Agriculture and Engineering, for the purpose of acquiring land and constructing tobacco research buildings in the coastal plains area, with a favorable report.

H. B. 302, a bill to appropriate funds for historic Bath, with a favorable report.

H. B. 354, a bill to provide for the repair and improvement of the outdoor theater at Boone, site of "Horn in the West", with a favorable report.

H. B. 613, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property, with a favorable report.

H. B. 627, a bill to appropriate funds to provide for additional bee inspection in North Carolina, with a favorable report.

H. B. 629, a bill to appropriate funds for the construction of a monument to honor the memory of the last Confederate veteran at Gettysburg, with a favorable report.

H. B. 718, a bill to allow use of motorboat registration revenue for provision of facilities for access to public waters, with a favorable report.

H. B. 745, a bill to appropriate \$25,000.00 to the Parkway Playhouse, Inc., at Burnsville in Yancey County, with a favorable report.

H. B. 754, a bill to amend General Statutes 137-31.3 relating to the North Carolina Rural Rehabilitation Corporation to permit directors appointed by the Governor to receive travel and subsistence payments while attending meetings of the corporation, with a favorable report.

H. B. 851, a bill to appropriate annually the sum of \$2500.00 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County, with a favorable report.

S. B. 467, a bill to amend General Statutes 143-283.10 relating to allocations from contingency and emergency fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein, with an unfavorable report.

S. B. 483, a bill to appropriate \$500,000.00 to match local funds in the event of establishment of a community college in Rockingham County, with an unfavorable report.

S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia, with an unfavorable report.

Upon motion of Senator James, the bill is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

By Senator Yow, for the Committee on Calendar:

Committee substitute for H. B. 74, a bill to amend the public school laws relating to compulsory school attendance, with a favorable report.

H. B. 1070, a bill to provide for the election, terms and compensation of the school board of the Rockingham City School Administrative Unit in Richmond County, with a favorable report.

H. B. 1276, a bill to provide for the collection of additional cost by the clerks of court in Richmond County, with an unfavorable report.

H. B. 541, a bill to amend General Statutes 20-16.1 to require suspension of drivers' licenses for speeding in excess of fifteen miles per hour over any stated or posted speed limit, with a favorable report.

House Committee substitute for H. B. 899, a bill to amend Article 3 of Chapter 128 of the General Statutes relating to certain aspects of the local governmental employees' retirement system, with an unfavorable report.

H. B. 967, a bill to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged, with an unfavorable report.

H. B. 571, a bill to amend General Statutes 33-48 and General Statutes 33-49 so as to authorize a non-resident trustee to petition the North Carolina courts for removal of infant's personalty, with a favorable report.

H. B. 961, a bill to provide a method of recording subsequent entries relating to instruments recorded on microfilm in the office of the register of deeds, with a favorable report.

H. B. 1311, a bill to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said act a general misdemeanor punishable in the discretion of the court, with a favorable report.

H. B. 808, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing, with a favorable report.

H. B. 1273, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of McDowell County, with a favorable report.

H. R. 1326, a joint resolution honoring Hunter Johnson, composer, with a favorable report.

H. B. 846, a bill to amend General Statutes 20-7 relating to exempting persons sixty years of age and over from requirement of parallel parking when being examined for driver's license, with a favorable report.

H. B. 1297, a bill to fix the salary of the sheriff of Cabarrus County at \$8,000.00 per year, with a favorable report.

H. B. 1308, a bill to authorize the Bertie County Board of Education to exchange present Aulander colored school lot and building for 3.65 acres as part of site for new Aulander Elementary School, with a favorable report.

Upon motion of Senator Harrington, the bill is placed upon today's Calendar.

H. B. 856, a bill relating to the authority of the Governor to employ counsel in certain cases, with a favorable report.

H. B. 897, a bill to clarify the application of the State Personnel Act to the Eastern North Carolina School for the Deaf and the North Carolina School for the Deaf at Morganton, with a favorable report.

H. B. 1310, a bill to regulate the punishment for contempt of court, with an unfavorable report.

H. B. 907, a bill to amend General Statutes 108-42, relating to obtaining, or continuing to obtain, awards of old age assistance by means of fraudulent devices, false statements and non-disclosures of material facts, with a favorable report, as amended.

H. B. 990, a bill to add a new section to Part 3 of Article 3 of Chapter 108 of the General Statutes, relating to obtaining, or continuing to obtain, awards of aid to the permanently and totally disabled by means of fraudulent devices, false statements and non-disclosures of material facts, with a favorable report, as amended.

H. B. 906, a bill to amend General Statutes 108-71, relating to obtaining or continuing to obtain awards of assistance as aid to dependent children by means of fraudulent devices, false statements and non-disclosures of material facts, with a favorable report.

H. B. 914, a bill to rewrite General Statutes 47-56 so as to validate certain acts of clerks of the superior court with respect to certain certificates, registration and proofs, with a favorable report.

H. B. 937, a bill to amend General Statutes 1-496 so as to provide that undertaking or bond shall not be required in suits between spouses concerning support, alimony, custody, and divorce, with an unfavorable report.

H. B. 998, a bill to amend General Statutes 20-116 and General Statutes 20-123 relating to the use and operation of drive-away motor vehicle carriers with saddle mounts, with a favorable report.

H. B. 916, a bill to validate certain deeds where the corporate seal has been omitted, with a favorable report.

Committee substitute for H. B. 506, a bill to amend Article 53 of Chapter 14 of the General Statutes relating to sale of concealable weapons, with an unfavorable report.

H. B. 898, a bill to authorize the appointment of law enforcement officers for duty on the campuses of public and private colleges and universities in North Carolina, with an unfavorable report.

H. B. 924, a bill to authorize the organization and regulation of a State Defense Militia Cadre, to rewrite General Statutes 127-111 relating to the militia, and to otherwise variously amend sections of Chapter 127 pertaining to the militia and the National Guard, with a favorable report.

H. B. 925, a bill to rewrite General Statutes 127-109 relating to the protection of the uniform of the armed forces of the United States and of the State, with a favorable report.

H. B. 926, a bill to amend Chapter 127 of the General Statutes of North Carolina pertaining to court martial, with a favorable report.

H. B. 927, a bill to amend Articles 7, 8, 9, 10 and 11 of Chapter 127 of the General Statutes relating to the pay, privileges, property, support and reports of the militia, with a favorable report.

H. B. 928, a bill to amend General Statutes 127-102 relating to allowances to organizations and personnel of the National Guard, with a favorable report.

H. B. 952, a bill to require all agencies and departments upon whom a copy of affidavit is served under the tort claim act to file answer, demurrer or other pleading to said affidavit, with a favorable report.

H. B. 968, a bill to amend General Statutes 20-7 relating to renewal of chauffeurs' licenses every two years, with a favorable report.



H. B. 975, a bill to appropriate funds to place commemorative bronze plaques to the General Assembly in the Capitol and the State Legislative Building, with a favorable report.

H. B. 995, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to benefit assessment procedures of watershed districts, with a favorable report.

H. B. 1005, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station", with a favorable report.

H. B. 1274, a bill to provide for a collection fee with respect to certain delinquent taxes, with a favorable report.

H. B. 1281, a bill to authorize the board of commissioners of the city of Cherryville to abolish the municipal primary election in said city and to fix the time and place for municipal elections in said city, with a favorable report.

H. B. 1283, a bill to authorize the governing body of the town of Dallas to spend non-tax revenue for recreational purposes, with a favorable report.

H. B. 1285, a bill to amend Chapter 340, Session Laws of 1951, as amended by Chapter 917, Session Laws of 1957, relating to the salaries of the board of county commissioners of Cleveland County, with a favorable report.

H. B. 1296, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building, with a favorable report.

The President announces that all Public Local bills reported in today will be placed upon today's Calendar and taken up for consideration.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Hamilton: S. B. 657, a bill to limit the time for the enforcement of tax liens in Carteret County and its political subdivisions.

Upon motion of Senator Hamilton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator James, by request: S. B. 658, a bill to authorize the qualified voters of the city of Lexington to determine whether beer and wine may be legally sold and alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the profits thereof.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Hatcher: S. B. 659, a bill to amend General Statutes 18-127 relating to elections in certain municipalities relative to the sale of wine or beer.

Referred to Committee on Calendar.

By Senator Garriss: S. R. 660, a Senate resolution directing the Legislative Council to study, investigate and report upon a public defender system in North Carolina.

Referred to Committee on Calendar.

By Senators James and Yow: S. R. 661, a joint resolution commending the Wilmington College upon winning the National College Junior Baseball Championship.

Referred to Committee on Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 98, a joint resolution requesting the Legislative Building Governing Commission to place the State Seal or other appropriate marking on each of the full-length glass panels which divide public space in the State Legislative Building.

Referred to Committee on Calendar.

H. B. 181, a bill to amend General Statutes 105-47 to repeal the per head tax upon horses and/or mules.

Referred to Committee on Calendar.

H. B. 129, a bill to validate the application of the city of Monroe for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Calendar.

H. B. 364, a bill to validate the application of the town of Chapel Hill for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Calendar.

H. B. 218, a bill to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent.

Referred to Committee on Calendar.

S. B. 533, a bill authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store, for concurrence in the House amendment.

Upon motion of Senator James, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 756, a bill to increase the annual appropriation for historic Halifax.

Referred to Committee on Calendar.

H. B. 782, a bill for the relief of Robert R. Thomas, former State Highway Patrolman, for injuries received in the line of duty.

Referred to Committee on Calendar.

H. B. 709, a bill to provide for the nomination and election of members of the board of education of Alleghany County.

Referred to Committee on Calendar.

H. R. 1044, a joint resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States.

Referred to Committee on Calendar.

H. B. 857, a bill to reimburse Jerry Welborne Finney for injuries received in a chemical explosion in Jonesville High School, Yadkin County.

Referred to Committee on Calendar.

H. B. 876, a bill to fix a minimum amount of tax required for filing intangibles tax returns.

Referred to Committee on Calendar.

H. B. 881, a bill for the relief of Paul G. Albergine, State Highway Patrolman, for injuries received in the line of duty.

Referred to Committee on Calendar.

H. B. 901, a bill to appropriate \$400,000.00 to be made available for loan to the USS North Carolina Battleship Commission for developing a "Sound and Light" presentation of the history of the battleship.

Referred to Committee on Calendar.

H. B. 959, a bill to validate the application of Rutherford County for a gasoline tax refund, which application was inadvertently filed too late.

Referred to Committee on Calendar.

H. B. 996, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to the nomination and compensation of trustees of watershed improvement districts.

Referred to Committee on Calendar.

H. B. 1011, a bill to amend General Statutes 106-549.65 relating to labelling and marking of inspected poultry.

Referred to Committee on Calendar.

H. B. 1021, a bill to amend General Statutes 55-67, so as to define the word "controls".

Referred to Committee on Calendar.

H. B. 1046, a bill to amend Chapter One of the General Statutes, relating to the time within which actions for injury must be brought against persons who performed or furnished design, planning, supervision or construction of improvements on real property.

Referred to Committee on Calendar.

H. B. 1266, a bill to amend H. B. 157, ratified April 19, 1963, entitled "an act amending General Statutes 108-11 relating to county boards of public welfare", so as to make the provisions thereof inapplicable to Mitchell County.

Referred to Committee on Calendar.

H. B. 1294, a bill pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a watershed improvement in Mitchell County.

Referred to Committee on Calendar.

H. B. 1303, a bill to make the provisions of Chapter 1006 of the Session Laws of 1959 applicable to Vance County.

Referred to Committee on Calendar.

H. B. 1304, a bill to authorize the board of aldermen of the town of Taylorsville to execute contract with Alexander County Water Corporation in order to secure water for the said town.

Referred to Committee on Calendar.

H. B. 1306, a bill to amend Chapter 375 of the Session Laws of 1963, relating to the time of calling an election on the question of the consolidation or merger of the Vance County School Administrative Unit and the Henderson City School Administrative Unit.

Referred to Committee on Calendar.

H. B. 1309, a bill to amend General Statutes 115-126 relating to the sale of certain real estate by the Nash County Board of Education.

Referred to Committee on Calendar.

H. R. 1332, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of the Battle of Bentonville, Johnston County, North Carolina.

Referred to Committee on Calendar.

H. R. 1341, a joint resolution providing for the election of Gordon Gray as an honorary lifetime member of the board of trustees of the University of North Carolina.

Referred to Committee on Calendar.

H. R. 1342, a joint resolution providing for the election of Frank Porter Graham as an honorary lifetime member of the board of trustees of the University of North Carolina.

Referred to Committee on Calendar.

S. B. 649, a bill to amend Chapter 1116 of the Session Laws of 1961, which amended Chapter 920 of the Session Laws of 1951, relating to the compensation of the members of the board of education of Northampton County, for concurrence in the House amendment.

Upon motion of Senator Martin, the Senate concurs in the House amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1257, a bill to amend General Statutes 160-241 concerning assessment of cost of a municipal waste treatment and disposal plant against lands abutting on existing or extended lateral mains for the collection of waste, as the same relates to the town of Kure Beach in New Hanover County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitely, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 1265, a bill to redefine the town limits of the town of Bethel in Pitt County, upon third reading.

The bill passes its third reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitely, Williams, Yates, Yow—46.

The bill is ordered enrolled.

H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

H. B. 1286, a bill to authorize Cumberland County to hold an election on the question of issuance of bonds for a public auditorium, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

S. B. 652, a bill relating to the compensation of the mayor and the board of town commissioners of Grifton in Pitt County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 653, a bill to amend Chapter 314 of the Private Laws of 1909 the same being the charter of the town of Tarboro.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1203, a bill to repeal S. B. 324, ratified May 3, 1963, as Chapter 280 of the Session Laws of 1963, relating to trials by jury in the recorder's court in Middle Creek Township in Wake County.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions, upon second reading.

The bill passes its second reading by roll call vote, ayes 46, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—46.

Committee substitute for S. B. 262, a bill to authorize the issuance of \$100,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, upon second reading.

Senator Gurganus offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 30, noes 13, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Crew, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Jolly, Jordan, Long, Midgett, Mills, Morgan of Harnett, Propst, Seay, Shelton, Simmons, Snow, Story, Walton, Warren, Whitley, Williams, Yow—30.

Those voting in the negative are: Senators Currie, Hollowell, Horton, Johnson, Jones, Kirby, MacLean, Martin, Morgan of Cleveland, Saunders, Scott, Strong; White—13.

The following pairs are announced: Senators Johnston, "aye", Belk, "no", Yates, "aye", Stikeleather, "no".

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Upon motion of Senator Crew, action on the bill is postponed until Monday, June 17, 1963.

S. B. 617, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Upon motion of Senator Crew, action on the bill is postponed until Monday, June 17, 1963.

S. B. 259, a bill to appropriate \$35,000.00 to the North Carolina Civil Air Patrol to be used for the construction of a State headquarters building.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 493, a bill to authorize and empower the State Board of Public Welfare to enter into contracts with other State agencies or private organizations, including those governed by the provisions of Chapter 57 of the General Statutes, whereby such organizations can act as agent in arranging for the provision of services described or provided by Chapter 108 of the General Statutes, and for other purposes.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers.

Upon motion of Senator Warren, action on the bill is postponed until Monday, June 17, 1963.

H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration.

Upon motion of Senator Bailey, action on the bill is postponed until Monday, June 17, 1963.

S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Long, action on the bill is postponed until Tuesday, June 18, 1963.

S. B. 574, a bill relating to punishment for violation of the revenue laws.

Upon motion of Senator White, the bill is re-referred to the Committee on Calendar.

H. B. 585, a bill to amend General Statutes 48-23, relating to inheritance rights of adopted children.

Passes its second and third readings and is ordered enrolled.

H. B. 884, a bill to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years.

Passes its second and third readings and is ordered enrolled.

H. B. 888, a bill to establish additional conditions of eligibility for aid to dependent children.

Senator Strong offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 539, a bill to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and non-safe drivers.

Upon motion of Senator Walton, action on the bill is postponed until Monday, June 17, 1963.

H. B. 1070, a bill to provide for the election, terms and compensation of the school board of the Rockingham City School Administrative Unit in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 1273, a bill to provide for the appointment of an assistant coroner by the board of county commissioners of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1274, a bill to provide for a collection fee with respect to certain delinquent taxes.

Passes its second and third readings and is ordered enrolled.

H. B. 1281, a bill to authorize the board of commissioners of the city of Cherryville to abolish the municipal primary election in said city and to fix the time and place for municipal elections in said city.

Passes its second and third readings and is ordered enrolled.

H. B. 1283, a bill to authorize the governing body of the town of Dallas to spend non-tax revenue for recreational purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 1285, a bill to amend Chapter 340, Session Laws of 1951, as amended by Chapter 917, Session Laws of 1957, relating to the salaries of the board of county commissioners of Cleveland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1296, a bill to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

Passes its second and third readings and is ordered enrolled.

H. B. 1297, a bill to fix the salary of the sheriff of Cabarrus County at \$8,000.00 per year.

Passes its second and third readings and is ordered enrolled.

H. B. 1308, a bill to authorize the Bertie County Board of Education to exchange present Aulander colored school lot and building for 3.65 acres as part of site for new Aulander Elementary School.

Passes its second and third readings and is ordered enrolled.

H. R. 1326, a joint resolution honoring Hunter Johnson, composer.

Passes its second and third readings and is ordered enrolled.

H. B. 1233, a bill to amend General Statutes 160-181.2, so as to exempt the municipalities in Richmond County from the provisions thereof.

The bill passes its third reading and is ordered enrolled.

#### CONFERENCE REPORT

Senator Williams, for the Conferees appointed to consider the differences arising between the Senate and House of Representatives upon S. B. 313, a bill to amend General Statutes 160-200 (11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on S. B. 313 entitled "a bill to be entitled an act to amend General Statutes 160-200 (11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms", begs leave to report that they have agreed as follows:

1. That the House recede from its position in regard to the amendment sent forward by the House reading as follows:

To amend line 10 by deleting the semi-colon (;) after the word "alleyway" and before the word "provided" and inserting in lieu thereof the following:

"which is located in an area zoned for business purposes only, but in the event the municipality has no zoning ordinances, this section is to apply only in business areas"

2. That said amendment be stricken from the bill and an amendment be substituted therefor providing as follows:

Amend S. B. 313 by adding a new section following Section 1 to be numbered "Section 2" as follows:

"The provisions of this act shall not apply to alleyways located in areas zoned for residential purposes", and by renumbering the remaining sections of the bill.

Respectfully submitted,  
STATON P. WILLIAMS,  
CICERO P. YOW,  
RAY H. WALTON,  
*Conferees on the part of the Senate.*

ROBERT E. CALDER,  
H. P. TAYLOR, JR.,  
JAMES RAMSEY,  
*Conferees on the part of the  
House of Representatives.*

Upon motion of Senator Williams, the Conferees' Report is adopted, and a message is ordered sent to the House of Representatives informing that Honorable



Body of such action, and that when they have adopted a similar report, we will order the bill enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until 8 o'clock Monday evening.

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### ONE HUNDRED TWELFTH DAY

SENATE CHAMBER,  
Saturday, June 15, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Jordan to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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### ONE HUNDRED THIRTEENTH DAY

SENATE CHAMBER,  
Monday, June 17, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

The Senate is opened with the Lord's Prayer, lead by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator James, S. B. 656, a bill to retain the high school in Hoffman pending survey of the schools in Richmond County, is recalled from the House of Representatives for further consideration by the Senate and a message is ordered sent to that Honorable Body informing them of such action.

Upon motion of Senator White, S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Long, action on S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility, is postponed until Thursday, June 20, 1963.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

H. B. 129, a bill to validate the application of the city of Monroe for a certain gasoline tax refund which application was inadvertently filed too late, with a favorable report.

H. B. 1303, a bill to make the provisions of Chapter 1006 of the Session Laws of 1959 applicable to Vance County, with a favorable report.

H. B. 1304, a bill to authorize the board of aldermen of the town of Taylorsville to execute contract with Alexander County Water Corporation in order to secure water for the said town, with a favorable report.

Committee substitute for H. B. 489, a bill to authorize the issuance of one hundred million dollars in bonds of the State to provide for urgently needed funds to be used for the construction and improvement of school plant facilities in the counties of the State, subject to a vote of the people of the State, with a favorable report, as amended.

H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct, with a favorable report.

H. B. 827, a bill to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination, with a favorable report.

H. B. 709, a bill to provide for the nomination and election of members of the board of education Alleghany County, with an unfavorable report.

Committee substitute for H. B. 1011, a bill to amend General Statutes 106-549.65 relating to labelling and marking of inspected poultry, with a favorable report.

S. B. 659, a bill to amend General Statutes 18-127 relating to elections in certain municipalities relative to the sale of wine or beer, with a favorable report.

H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina, with a favorable report, as amended.

Committee substitute for H. B. 901, a bill to appropriate \$400,000.00 to be made available for loan to the USS North Carolina Battleship Commission for developing a "Sound and Light" presentation of the history of the battleship, with a favorable report.

H. B. 996, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to the nomination and compensation of trustees of watershed improvement districts, with a favorable report.

H. B. 876, a bill to fix a minimum amount of tax required for filing intangibles tax returns, with a favorable report.

H. B. 921, a bill to provide for the nomination and election of the members of the board of education of Avery County, with an unfavorable report.

S. R. 660, a Senate resolution directing the Legislative Council to study, investigate and report upon a public defender system in North Carolina, with a favorable report.

S. R. 661, a joint resolution commending the Wilmington College upon winning the National College Junior Baseball Championship, with a favorable report.

H. B. 1021, a bill to amend General Statutes 55-67, so as to define the word "controls", with a favorable report.

H. B. 1309, a bill to amend General Statutes 115-126 relating to the sale of certain real estate by Nash County Board of Education, with a favorable report.

H. R. 1044, a joint resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States, with a favorable report.

H. R. 1046, a bill to amend Chapter 1 of the General Statutes, relating to the time within which actions for injury must be brought against persons who performed or furnished design, planning, supervision or construction of improvements on real property, with a favorable report.

H. B. 1306, a bill to amend Chapter 375 of the Session Laws of 1963, relating to the time of calling an election on the question of the consolidation or merger of the Vance County School Administrative Unit and the Henderson City School Administrative Unit, with a favorable report.

H. R. 1313, a joint resolution in recognition of World's safety record set by the employees of the Greensboro Division of Western Electric Company, with a favorable report.

Upon motion of Senator Walton, the resolution is placed upon today's Calendar.

H. B. 1294, a bill pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a watershed improvement in Mitchell County, with a favorable report.

H. B. 1266, a bill to amend H. B. 157, ratified April 19, 1963, entitled "An act amending General Statutes 108-11 relating to county boards of public welfare", so as to make the provisions thereof inapplicable to Mitchell County, with a favorable report.

H. R. 1332, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of the Battle of Bentonville, Johnston County, North Carolina, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hatcher, Johnson, Morgan of Cleveland, Jolly, Kirby, Warren, Yow, Story, Yates, Snow and Morgan of Harnett: S. R. 662, a joint resolution directing the Legislative Council to make a study of marketing practices in the baking industry in North Carolina.

Referred to Committee on Calendar.

By Senator White: S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

House Committee substitute for S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles

to issue restricted driving permits to persons who have had their drivers license suspended or revoked.

Referred to Committee on Calendar.

S. B. 408, a bill to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties, for concurrence in the House amendment.

Upon motion of Senator Jordan, the Senate fails to concur in the House amendment and a Conference is requested.

S. B. 450, a bill to amend General Statutes 60-83 so as to authorize the Governor to commission certain employees of educational institutions and other State institutions as law enforcement officers, for concurrence in the House amendment.

Upon motion of Senator Clark, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 487, a bill to establish a North Carolina Seashore Commission, for concurrence in the House amendment.

Upon motion of Senator Midgett, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 534, a bill to amend Subchapter IX of Chapter 115 of the General Statutes of North Carolina relating to the transportation of pupils residing within municipality assigned to public schools within the same municipality, for concurrence in the House amendment.

Upon motion of Senator Humber, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 594, a bill to amend Chapter 105-213 of the General Statutes of North Carolina to deposit intangible tax allocations in the county general fund and to provide for the expenditure of such funds, applicable to Burke County, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 575, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Referred to Committee on Calendar.

H. B. 817, a bill to authorize the Department of Water Resources to cooperate with the Soil Conservation Service and to appropriate funds for a study of the Ahoskie Creek watershed.

Referred to Committee on Calendar.

H. B. 838, a bill to amend Section 130-141 of Chapter 130 of the General Statutes of North Carolina concerning the valuation of property for tax purposes in sanitary districts located in two or more counties.

Referred to Committee on Calendar.

H. B. 865, a bill to provide for the suspension of sentences for a period of five years in certain criminal offenses.

Referred to Committee on Calendar.

H. B. 875, a bill to amend General Statutes 20-87 pertaining to registration fees for U-Drive-It passenger vehicles.

Referred to Committee on Calendar.

H. B. 889, a bill to provide for the adoption of certain children born out of wedlock.

Referred to Committee on Calendar.

H. B. 890, a bill to protect children born out of wedlock.

Referred to Committee on Calendar.

H. B. 922, a bill to amend Chapter 1325, Session Laws of 1959, as the same relates to Orange County.

Referred to Committee on Calendar.

H. B. 962, a bill to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System.

Referred to Committee on Calendar.

H. B. 978, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Referred to Committee on Calendar.

H. B. 1015, a bill to rewrite General Statutes 18-22 pertaining to officers seizing distilleries, confiscation and disposal of property.

Referred to Committee on Calendar.

H. B. 1041, a bill to amend General Statutes 105-164.14 to authorize the refund of sales and use taxes paid by sanitary districts.

Referred to Committee on Calendar.

H. B. 1047, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to fiscal powers and procedures of watershed improvement districts.

Referred to Committee on Calendar.

H. B. 1049, a bill to permit S. G. Gilliam, Administrator of Norma E. Madak, deceased, to file and prosecute a claim against the North Carolina State Highway Commission pursuant to certain provisions of the North Carolina Tort Claims Act.

Referred to Committee on Calendar.

H. R. 1061, a joint resolution urging Congress to reaffirm the State Workmen's Compensation System as the basic program for providing work-connected injuries and disease benefits.

Referred to Committee on Calendar.

H. B. 1081, a bill to amend the Motor Vehicle Act in respect to the transfer of registration plates.

Referred to Committee on Calendar.

H. B. 1084, a bill to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such governing bodies may require the installation of certain street improvements and facilities as a condition to approval of such subdivision maps.

Referred to Committee on Calendar.

H. B. 1096, a bill to amend General Statutes 9-19 to exempt television technicians from jury duty.

Referred to Committee on Calendar.

H. B. 1113, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to industrial development tax elections, so as to make the same applicable to Perquimans County.

Referred to Committee on Calendar.

H. B. 1178, a bill to amend General Statutes 160-241 so as to make clear that the provisions of General Statutes 160-242 through General Statutes 160-248 relating to the procedure for assessment by municipalities of the costs of certain sewerage and waterworks improvements apply only in cases in which the governing body of a municipality has determined in its discretion to assess such costs against abutting property.

Referred to Committee on Calendar.

H. B. 1191, a bill to amend Chapter 935, Session Laws of 1959, so as to fix the compensation of the members of the board of county commissioners of Gaston County.

Referred to Committee on Calendar.

H. B. 1201, a bill to amend Chapter 235 of the Session Laws of 1949, as amended by Chapter 1228 of the Session Laws of 1959 relating to the salary of the sheriff of Guilford County.

Referred to Committee on Calendar.

H. B. 1231, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

Referred to Committee on Calendar.

H. B. 1258, a bill to provide for the election of members of the county board of education in Onslow County.

Referred to Committee on Calendar.

H. B. 1277, a bill to amend General Statutes 7-134 relating to the fees to be charged by justices of the peace in Harnett County, and the docket of certain judgments.

Referred to Committee on Calendar.

H. B. 1300, a bill to extend the corporate limits of the town of Smithfield, Johnston County.

Upon motion of Senator Whitley, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1312, a bill to authorize the constable of Asheville Township in Buncombe County to appoint deputy constables.

Referred to Committee on Calendar.

H. B. 1318, a bill to authorize the board of county commissioners of Duplin County to furnish the sheriff of said county and his full-time deputies with cars for use in the performance of their duties in lieu of payment of any mileage or travel allowance authorized by law.

Referred to Committee on Calendar.

H. B. 1319, a bill to amend General Statutes 160-181.2 relating to zoning regulations in and around municipalities in Harnett County.

Referred to Committee on Calendar.

H. B. 1320, a bill to authorize the governing body of the city of Lincolnton to sell at public or private sale certain property known as the "City Hall Property" and the "Fire Station Property".

Referred to Committee on Calendar.

H. B. 1328, a bill relating to registration of electors for the town of Chapel Hill.

Referred to Committee on Calendar.

H. B. 1329, a bill to provide for the terms of office of the present members of the Orange County Board of Education and to provide for the election of their successors by the qualified voters of the county.

Referred to Committee on Calendar.

H. B. 1343, a bill to authorize the board of county commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of ten thousand dollars per year.

Referred to Committee on Calendar.

H. R. 1344, a joint resolution expressing appreciation to Judge Sam M. Cathey for his unselfish and distinguished services to the blind.

The resolution is placed upon the Calendar.

H. B. 1346, a bill to amend Chapter 175 of the Session Laws of 1945, relating to the charter of the city of Leaksville.

Upon motion of Senator Stone, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Friday, June 14, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House amendment to S. B. 6, "A bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate," and requests a conference thereon. Mr. Speaker Blue has appointed as conferees on the part of the House of Representatives, Representatives Henley, Hamrick, Martin, Murphy, Thornburg, Venters and Whitehurst, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Friday, June 14, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on S. B. 313, "A bill to be entitled an act to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms," to the end that since similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The bill is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, upon third reading.

Senator James offers an amendment, held not to be material, which is adopted.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1286, a bill to authorize Cumberland County to hold an election on the question of issuance of bonds for a public auditorium, upon third reading.

The bill passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered enrolled.

S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 47, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—47.

The bill is ordered engrossed.

Committee substitute for S. B. 262, a bill to authorize the issuance of \$100,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, upon third reading.

Senator Kirby offers an amendment, held not to be material.

Upon the adoption of the amendment offered by Senator Kirby, Senator Gurganus calls for the "ayes" and "noes".

The call is sustained.



The amendment is adopted by roll call vote, ayes 25, noes 22, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Garriss, Hamilton, Hollowell, Horton, Johnson, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Shelton, Snow, Stikeleather, Walton, White—25.

Those voting in the negative are: Senators Aydlett, Bailey, Clark, Forsyth, Gurganus, Hanes, Harrington, Hatcher, Humber, James, Long, Midgett, Mills, Propst, Seay, Simmons, Story, Warren, Whitley, Williams, Yates, Yow—22.

Senator Jones offers an amendment, held not to be material.

Senator Scott moves that action on the bill be postponed until Tuesday, June 18, 1963.

The motion fails to prevail.

The amendment offered by Senator Jones is adopted.

Senator Morgan of Cleveland offers an amendment, held not to be material.

Upon the adoption of the amendment offered by Senator Morgan of Cleveland, Senator Clark calls for the "ayes" and "noes".

The call is sustained.

The amendment fails of adoption by roll call vote, ayes 21, noes 26, as follows:

Those voting in the affirmative are: Senators Belk, Brantley, Crew, Currie, Hamilton, Hollowell, Horton, Johnson, Jones, Kirby, Long, MacLean, Martin, Meares, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Shelton, Stikeleather, White—21.

Those voting in the negative are: Senators Aydlett, Bailey, Clark, Forsyth, Garriss, Gurganus, Hanes, Harrington, Hatcher, Humber, James, Jolly, Jordan, Midgett, Mills, Propst, Seay, Simmons, Snow, Story, Walton, Warren, Whitley, Williams, Yates, Yow—26.

The bill, as amended, passes its third reading by roll call vote, ayes 30, noes 15, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Humber, James, Jolly, Jordan, Meares, Midgett, Mills, Morgan of Harnett, Propst, Seay, Shelton, Simmons, Snow, Walton, Warren, Whitley, Williams, Yates—30.

Those voting in the negative are: Senators Belk, Hollowell, Horton, Johnson, Jones, Kirby, Long, MacLean, Martin, Morgan of Cleveland, Saunders, Scott, Stikeleather, White, Yow—15.

The following pairs are announced: Senators Johnston, "aye", Currie, "no"; Strong, "aye", Story, "no".

The bill, as amended, is ordered sent to the House of Representatives, by special messenger.

S. B. 381, a bill to establish the George Washington Statue Commission.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 410, a bill appropriating grant-in-aid funds to the Congregational Christian Home for Children.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 541, a bill to appropriate funds to the State Board of Education for the purpose of establishing and equipping community colleges.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 567, a bill to appropriate \$18,500.00 to the Department of Conservation and Development for the use of the Division of State Parks in establishing and maintaining Weymouth Woods-Sandhills Nature Preserve at Southern Pines in Moore County.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Upon motion of Senator Aydlett, action on the bill is postponed until Tuesday, June 18, 1963.

S. B. 617, a bill to appropriate funds to the Museum of The Albemarle, Inc., for the construction of an addition to a building and for the establishment of the Museum of The Albemarle, Elizabeth City, North Carolina.

Upon motion of Senator Aydlett, action on the bill is postponed until tomorrow, Tuesday, June 18, 1963.

S. B. 621, a bill to appropriate to the Department of Water Resources additional funds to continue cooperative water resources investigations.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 623, a bill to amend Chapter 138 of the General Statutes so as to increase the mileage allowance of State employees and members of State boards and commissions from seven cents (7c) to ten cents (10c) per mile

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. B. 629, a bill to fix the annual expense allowance of the Lieutenant Governor of North Carolina.

The Committee substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 242, a bill to appropriate one hundred and ten thousand dollars (\$110,000,000.00) to the Agricultural Experiment Station, State College of Agriculture and Engineering, for the purpose of acquiring land and constructing tobacco research buildings in the coastal plains area.

Passes its second and third readings and is ordered enrolled.

H. B. 302, a bill to appropriate funds for historic Bath.

Passes its second and third readings and is ordered enrolled.

H. B. 354, a bill to provide for the repair and improvement of the outdoor theater at Boone, site of "Horn in the West."

Passes its second and third readings and is ordered enrolled.

H. B. 606, a bill to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers.

The amendment offered by the Committee is adopted.

Senator Jones offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. R. 1313, a joint resolution in recognition of world's safety record set by the employees of the Greensboro Division of Western Electric Company.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Whitley, the Senate adjourns to meet tomorrow morning at 11 o'clock.

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### ONE HUNDRED FOURTEENTH DAY

SENATE CHAMBER,  
Tuesday, June 18, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Senator Hamilton moves that H. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions and retirement payments of certain teachers and State employees not eligible for social security benefits, be taken from the Unfavorable Calendar and placed upon the Calendar.

The motion fails to prevail.

Upon motion of Senator Hamilton, S. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions and retirement payments of certain teachers and State employees not eligible for social security benefits, is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Walton, H. B. 31, a bill to provide for the election of the county board of education in Stanly County, is taken from the Committee on Education and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, H. R. 282, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, S. B. 154, a bill to make an appropriation for the maintenance of the administrative office of the courts, is taken from the Committee on Courts and Judicial Districts and re-referred to the Committee on Calendar.

Upon motion of Senator Belk, S. B. 474, a bill to create and establish a motor license plate or registration plate committee to select and control the designs, colors, mottoes or slogans to be used on registration plates, is taken from the Committee on Public Roads and re-referred to the Committee on Calendar.

Upon motion of Senator Hatcher, S. B. 273, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving, is taken from the Committee on Highway Safety and re-referred to the Committee on Calendar.

Upon motion of Senator Hatcher, S. B. 573, a bill to require owners and operators of garages or repair shops to make reports on motor vehicles received for the purpose of repairs, is taken from the Committee on Highway Safety and re-referred to the Committee on Calendar.

Upon motion of Senator James, S. B. 128, a bill to amend Parts 4 and 4A of Article 3 of Chapter 108 of the General Statutes relating to hospitalization payments for public assistance recipients and the medically indigent, is taken from the Committee on Public Health and re-referred to the Committee on Calendar.

Upon motion of Senator James, S. B. 366, a bill to amend Article 1 of Chapter 90 of the General Statutes relating to the practice of medicine, is taken from the Committee on Public Health and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 576, a bill to validate the request of the St. James Protestant Episcopal Church of Hendersonville, North Carolina for a sales and use tax refund, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 389, a bill to validate the application of Valdese General Hospital, Inc., in Burke County for a sales tax refund, which application was inadvertently filed too late, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 457, a bill to validate the application of Roanoke Rapids Hospital Co., Inc., in Halifax County for a sales tax refund, which application was inadvertently filed too late, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 424, a bill to validate the request of the Central Methodist Church of Albemarle, North Carolina, for a sales and use tax refund which was filed after the date allowed by statute, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 503, a bill to validate the application of the town of Mount Airy for a gasoline tax refund, which application was inadvertently filed too late, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator White, S. B. 590, a bill to amend Chapter 147, Section 11, of the General Statutes of North Carolina to provide that the annual salary paid the Governor of North Carolina shall be twenty-five thousand dollars (\$25,000), is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 80, a bill to repeal General Statutes 105-200 relating to intangibles taxes on money on deposit and money on hand and

to re-classify such intangibles for ad valorem tax purposes, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 554, a bill amending Sections 153-111 and 160-398 of the General Statutes relating to destruction of paid bonds and coupons of counties and municipalities, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 589, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Johnson, S. B. 592, a bill to exempt from local ad valorem taxation inventories of manufacturers and processors and to provide in lieu thereof compensatory payments, is taken from the Committee on Finance and re-referred to the Committee on Calendar.

Upon motion of Senator Whitley, S. B. 256, a bill to provide facilities needed to carry out the swine breeding research program at North Carolina State College in Raleigh, North Carolina and to appropriate one hundred twelve thousand five hundred dollars for such purpose, is taken from the Committee on Agriculture and re-referred to the Committee on Calendar.

The President appoints as Conferees on S. B. 408, a bill to be entitled an act to provide for the regulation of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties, Senators Kirby, Brantley and Meares, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator White, H. B. 919, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County, is taken from the Committee on Appropriations and re-referred to the Committee on Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1326, a joint resolution honoring Hunter Johnson, composer.

S. B. 127, an act to amend General Statutes 143-166 relating to officers who may participate in the law enforcement officers' benefit and retirement fund benefits.

S. B. 132, an act to classify individual family fallout shelters for purposes of ad valorem taxation.

S. B. 212, an act to amend General Statutes 105-2 so as to clarify the provisions relating to powers of appointment.

S. B. 213, an act to determine the application of gift taxes to the creation, exercise and relinquishment of powers of appointment.

S. B. 360, an act to amend General Statutes 58-77 relating to the amount of capital and/or surplus required of insurance companies.

S. B. 372, an act to amend Chapter 1078 of the Session Laws of 1961 relating to the University of North Carolina enterprises revenue bonds.

S. B. 375, an act to revise and rewrite Article 8 of Chapter 160 of the General Statutes with reference to the organization and administration of public libraries in North Carolina.

S. B. 440, an act to amend Chapter 43, Article 3, Section 6, and Article 8, Section 49, of the General Statutes of North Carolina.

S. B. 533, an act authorizing the establishment of a town liquor control store in the town of Hamlet, Richmond County, upon a vote of the people, and providing for the allocation of the net proceeds from the operation of such store.

S. B. 498, an act to prohibit swimming or boating within one hundred feet upstream or downstream from the Tuckertown and Falls Dams of Yadkin, Inc., across Yadkin River in Stanly and Montgomery Counties, to prohibit fishing from the structures, abutments and equipment of said dams and associated powerhouses, and to provide penalties for violations of this act.

S. B. 516, an act to appropriate funds for tobacco research at the border belt tobacco research station.

S. B. 518, an act to amend General Statutes 20-141 to clarify the authority of the State Highway Commission and local municipal authorities to fix speed limits on their respective streets and highways.

S. B. 521, an act to appropriate the sum of one hundred twenty-five thousand dollars (\$125,000.00) for the construction of a combination auditorium, classroom and physical education teaching building at Wilmington College.

S. B. 527, an act to make an appropriation for the operation of the courts commission.

S. B. 538, an act to amend General Statutes 152-1 so as to authorize the board of commissioners for the county of Burke to appoint an assistant coroner for Burke County, and to amend General Statutes 152-5 with respect to the compensation of the Burke County coroner.

S. B. 544, an act to amend General Statutes 143-166 relating to benefits payable from the law enforcement officers' benefit and retirement fund.

S. B. 552, an act to provide that Superior Court Judges may order costs of transcripts in noncapital felony cases to be paid by the county.

S. B. 556, an act to rewrite Chapter 794 of the Session Laws of 1961 relating to the exercise of the power of eminent domain in small watershed improvement programs, as the same applies to Iredell County.

S. B. 584, an act to amend the Committee substitute for H. B. 140, S. B. 72, enacted as Chapter 448 of the Session Laws of 1963, on the 17th day of May, 1963, relating to education beyond the high school level.

S. B. 595, an act to amend Chapter 105-327 of the General Statutes of North Carolina to authorize the Burke County Board of Equalization and Review to continue to function as such board beyond the third Monday limitation contained in General Statutes 105-327(e) for the year 1963.

S. B. 609, an act to make Article 2 of Chapter 143 of the General Statutes, the same being the State Personnel Act, applicable to persons employed solely on an hourly basis with respect to fixing compensation of such employees.

S. B. 610, an act to authorize the incorporation of a municipal corporation in Lincoln County.

S. B. 613, an act to appropriate funds for dairy research at the Coastal Plain Research Station.

S. B. 643, an act to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

S. B. 649, an act to amend Chapter 1116 of the Session Laws of 1961, which amended Chapter 920 of the Session Laws of 1951, relating to the compensation of the members of the board of education of Northampton County.

H. B. 384, an act to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes.

H. B. 443, an act to amend General Statutes 97-53 of the Workmen's Compensation Act relating to occupational diseases.

H. B. 527, an act to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving.

H. B. 585, an act to amend General Statutes 48-23, relating to inheritance rights of adopted children.

H. B. 884, an act to provide for the suspension of operator's licenses for motor vehicle moving offenses by persons between the ages of sixteen (16) and eighteen (18) years.

H. B. 1070, an act to provide for the election, terms and compensation of the school board of the Rockingham City School Administrative Unit in Richmond County.

H. B. 1203, an act to repeal S. B. 324, ratified May 3, 1963, as Chapter 280 of the Session Laws of 1963, relating to trials by jury in the recorder's court in Middle Creek Township in Wake County.

H. B. 1245, an act to revise and consolidate the charter of the city of Oxford.

H. B. 1257, an act to amend General Statutes 160-241 concerning assessment of cost of a municipal waste treatment and disposal plant against lands abutting on existing or extended lateral mains for the collection of waste, as the same relates to the town of Kure Beach in New Hanover County.

H. B. 1265, an act to redefine the town limits of the town of Bethel in Pitt County.

H. B. 1273, an act to provide for the appointment of an assistant coroner by the board of county commissioners of McDowell County.

H. B. 1274, an act to provide for a collection fee with respect to certain delinquent taxes in Tyrrell County and the town of Columbia.

H. B. 1281, an act to authorize the board of commissioners of the city of Cherryville to abolish the municipal primary election in said city and to fix the time and place for municipal elections in said city.

H. B. 1283, an act to authorize the governing body of the town of Dallas to spend nontax revenue for recreational purposes.

H. B. 1285, an act to amend Chapter 340, Session Laws of 1951, as amended by Chapter 917, Session Laws of 1957, relating to the salaries of the board of county commissioners of Cleveland County.

H. B. 1296, an act to authorize the town of Tarboro to convey certain property no longer needed by said town to the Tarboro City School Board for the purpose of being used as a site for a new school building.

H. B. 1297, an act to fix the salary of the sheriff of Cabarrus County at \$8,000.00 per year.

H. B. 1308, an act to authorize the Bertie County Board of Education to exchange present Aulander Colored School lot and building for 3.65 acres as part of site for new Aulander Elementary School.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

S. B. 381, a bill to establish the George Washington Statue Commission.

S. B. 396, a bill to establish in North Carolina a school for professional training in music and other performing arts for the southern region.

S. B. 410, a bill appropriating grant-in-aid funds to the Congregational Christian Home for Children.

S. B. 541, a bill to appropriate funds to the State Board of Education for the purpose of establishing and equipping community colleges.

S. B. 623, a bill to amend Chapter 138 of the General Statutes so as to increase the mileage allowance of State employees and members of the State Boards and Commissions from seven cents (7c) to eight cents (8c) per mile.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia, with an unfavorable report.

Upon motion of Senator James, the bill is re-referred to the Committee on Calendar.

S. B. 651, a bill to provide an appropriation for the promotion of the marine game fish research program at Hatteras, North Carolina, with an unfavorable report.

H. B. 712, a bill to amend Subchapter V of Chapter 54 of the General Statutes relating to cooperative organizations, with a favorable report, as amended.

S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina, with a favorable report, as amended.

H. B. 1312, a bill to authorize the constable of Asheville Township in Buncombe County to appoint deputy constables, with a favorable report.

H. B. 1319, a bill to amend General Statutes 160-181.2 relating to zoning regulations in and around municipalities in Harnett County, with a favorable report.

S. R. 662, a joint resolution directing the legislative council to make a study of marketing practices in the baking industry in North Carolina, with an unfavorable report.

Upon motion of Senator Yow, the resolution is taken from the Unfavorable Calendar and re-referred to the Committee on Calendar.



H. R. 98, a joint resolution requesting the Legislative Building Governing Commission to place the State Seal or other appropriate marking on each of the full-length glass panels which divide public space in the State Legislative Building, with a favorable report.

H. B. 181, a bill to amend General Statutes 105-47 to repeal the per head tax upon horses and/or mules, with a favorable report.

Committee substitute for H. B. 218, a bill to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent, with an unfavorable report.

S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly, with a favorable report.

H. B. 1178, a bill to amend General Statutes 160-241 so as to make clear that the provisions of General Statutes 160-242 through General Statutes 160-248 relating to the procedure for assessment by municipalities of the costs of certain sewerage and waterworks improvements applied only in cases in which the governing body of a municipality has determined in its discretion to assess such costs against abutting property, with a favorable report.

H. B. 575, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina, with a favorable report.

H. B. 838, a bill to amend Section 130-141 of Chapter 130 of the General Statutes of North Carolina concerning the valuation of property for tax purposes in sanitary districts located in two or more counties, with an unfavorable report.

H. B. 865, a bill to provide for the suspension of sentences for a period of five years in certain criminal offenses, with an unfavorable report.

H. B. 889, a bill to provide for the adoption of certain children born out of wedlock, with an unfavorable report.

H. B. 890, a bill to protect children born out of wedlock, with an unfavorable report.

H. B. 1113, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to industrial development tax elections, so as to make the same applicable to Perquimans County, with a favorable report.

H. B. 978, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County, with a favorable report.

H. B. 1049, a bill to permit S. G. Gilliam, Administrator of Norma E. Madak, deceased, to file and prosecute a claim against the North Carolina State Highway Commission pursuant to certain provisions of the North Carolina Tort Claims Act, with a favorable report.

H. B. 1318, a bill to authorize the board of county commissioners of Duplin County to furnish the sheriff of said county and his full-time deputies with cars for use in the performance of their duties in lieu of payment of any mileage or travel allowance authorized by law, with a favorable report.

H. B. 1015, a bill to rewrite General Statutes 18-22 pertaining to officers seizing distilleries, confiscation and disposal of property, with an unfavorable report.

H. B. 1041, a bill to amend General Statutes 105-164.14 to authorize the refund of sales and use taxes paid by sanitary districts, with an unfavorable report.

H. B. 1084, a bill to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such governing bodies may require the installation of certain street improvements and facilities as a condition to approval of such subdivision maps, with an unfavorable report.

H. B. 1081, a bill to amend the Motor Vehicle Act in respect to the transfer of registration plates, with a favorable report.

H. B. 1248, a bill to amend General Statutes 20-63 relating to commission contracts for issuance of plates and certificates, with a favorable report.

H. B. 1277, a bill to amend General Statutes 7-134 relating to the fees to be charged by justices of the peace in Harnett County, and the docket of certain judgments, with a favorable report.

H. B. 1096, a bill to amend General Statutes 9-19 to exempt television technicians from jury duty, with an unfavorable report.

H. B. 1201, a bill to amend Chapter 235 of the Session Laws of 1949, as amended by Chapter 1228 of the Session Laws of 1959 relating to the salary of the sheriff of Guilford County, with a favorable report.

H. B. 1231, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, with a favorable report.

H. B. 1258, a bill to provide for the election of members of the county board of education in Onslow County, with a favorable report.

H. B. 1320, a bill to authorize the governing body of the city of Lincolnton to sell at public or private sale certain property known as the "city hall property" and the "fire station property", with a favorable report.

H. B. 1343, a bill to authorize the board of county commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of ten thousand dollars per year, with a favorable report.

H. B. 1191, a bill to amend Chapter 935, Session Laws of 1959, so as to fix the compensation of the members of the board of county commissioners of Gaston County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Jordan, by request: S. B. 664, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Raleigh.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Jolly and Strong, by request: S. B. 665, a bill to repeal all laws relating to the operation of alcoholic beverage control stores in Guilford County.

Upon motion of Senator Jolly, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators White and Strong: S. B. 666, a bill to amend Sections of the General Statutes relating to salaries of executive officers of the State Government as authorized by amendment to the North Carolina Constitution, Article III, Section 5, and to make them conform with the appropriations bill heretofore enacted by this General Assembly.

Referred to Committee on Calendar.

By Senator Long: S. B. 667, a bill to amend General Statutes 39-23 so as to relax the bonding provisions of the bulk sales law.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 217, a bill to authorize counties to levy special assessments for the construction, reconstruction, and extension of water and sewerage systems, for concurrence in the House amendment.

Upon motion of Senator Currie, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 22, a bill to increase exemptions for dependents for income tax purposes. Referred to Committee on Calendar.

H. B. 462, a bill to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina.

Referred to Committee on Calendar.

H. B. 839, a bill to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds.

Referred to Committee on Calendar.

H. B. 908, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to the maximum rate of annual assessment by watershed improvement districts.

Referred to Committee on Calendar.

H. R. 943, a joint resolution authorizing the appointment of a commission on intergovernmental relations.

Referred to Committee on Calendar.

H. B. 1074, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Referred to Committee on Calendar.

H. B. 1079, a bill to amend General Statutes 113-136 relating to the regulation of fish, fishing, and fisheries by the Board of Conservation and Development and the Wildlife Resources Commission.

Referred to Committee on Calendar.

H. B. 1086, a bill to amend General Statutes 69-1 so as to authorize chiefs of rural fire departments to investigate for arson or for other causes of rural fires.

Referred to Committee on Calendar.

H. B. 1093, a bill to amend Article 9A of Chapter 66 of the General Statutes relating to private detectives.

Referred to Committee on Calendar.

H. B. 1108, a bill to make it unlawful to bribe or attempt to bribe judges and other officials of horse shows, and to require the reporting of attempts to do so.

Referred to Committee on Calendar.

H. B. 1094, a bill to provide for the codification and printing of the Public School Laws, the same being Chapters 115 and 115A of the General Statutes of North Carolina, 1955, as amended; Chapter 135, the Retirement Act; and other related legislation.

Referred to Committee on Calendar.

H. B. 1254, a bill to amend Chapter 57 of the Private Laws of North Carolina, 1919, relating to taxation and the compensation of municipal officials.

Referred to Committee on Calendar.

H. B. 1105, a bill to empower any person authorized to issue warrants of arrest to fix and take bail.

Referred to Committee on Calendar.

H. B. 1118, a bill relating to passenger motor vehicle registration fees.

Referred to Committee on Calendar.

H. B. 1123, a bill to amend General Statutes 136-18(3) to provide that the provisions of Article 9, Chapter 136, instead of Chapter 40, be used in condemnation proceedings to acquire easements to material deposits.

Referred to Committee on Calendar.

H. B. 1124, a bill to amend Article 6D of General Statutes 136-89, as the same relates to controlled-access facilities.

Referred to Committee on Calendar.

H. B. 1125, a bill to amend Article 9 of Chapter 136 as the same relates to condemnation.

Referred to Committee on Calendar.

H. B. 1134, a bill to authorize the Commissioner of Motor Vehicles to deny, suspend, or revoke dealer's and salesmen's licenses for conviction under certain motor vehicle laws.

Referred to Committee on Calendar.

H. B. 1198, a bill to provide that the House of Representatives and Senate shall meet biennially on the second Wednesday after the first Monday in January.

Referred to Committee on Calendar.

H. B. 1059, a bill to amend General Statutes 105-228.5, relating to the tax rate of domestic self-insurers under the Workmen's Compensation Act.

Referred to Committee on Calendar.

H. B. 1268, a bill to amend Article 36 of Chapter 160 of the General Statutes as it relates to Carteret County.

Referred to Committee on Calendar.

H. B. 1330, a bill to amend Chapter 1132, Session Laws of 1961, relating to the law enforcement officers relief fund for the peace officers association of Harnett County.

Referred to Committee on Calendar.

H. B. 1275, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially in promotion of farm soil and water conservation work.

Referred to Committee on Calendar.

H. B. 1305, a bill to tax and regulate professional bondsmen in Catawba County.

Referred to Committee on Calendar.

H. B. 1331, a bill to amend Chapter 123, Session Laws of 1951, relating to municipal elections in the town of Dunn.

Referred to Committee on Calendar.

H. B. 1334, a bill to allow the governing body of the town of Pilot Mountain to establish by ordinance a retirement pension fund for employees.

Referred to Committee on Calendar.

H. R. 1345, a joint resolution honoring the life and memory of Edward Leigh Winslow, former member of the General Assembly.

Referred to Committee on Calendar.

H. B. 1348, a bill to amend General Statutes 7-43.2 relating to providing assistance for the solicitor of the Superior Court in Robeson County.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,  
Tuesday, June 18, 1963.

*Mr. President:*

Pursuant to your request we are returning S. B. 656, "a bill to be entitled an act to retain the High School in Hoffman pending survey of the schools in Richmond County", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator James, the vote by which the bill passed its third reading is reconsidered, and upon his motion the bill is laid upon the Table.

HOUSE OF REPRESENTATIVES,  
Tuesday, June 18, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House amendment to S. B. 408, "a bill to be entitled an act to provide for the regulation of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties," and requests a conference thereon, Mr. Speaker Blue has appointed as conferees on the part of the House of Representatives, Representatives Watkins, Harriss, High, Burden and Pope, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as conferees on the part of the Senate, Senators Kirby, Brantley and Meares, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,  
Tuesday, June 18, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 866, "a bill to be entitled an act to provide for the suspension of sentences for a period of five years in certain criminal offenses," and requests conferees. Mr. Speaker Blue has appointed Representatives Dolley, Pickard, Brooks, Osteen and McMillan of Wake on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1266, a bill to amend H. B. 157, ratified April 19, 1963, entitled "an act amending General Statutes 108-11 relating to county boards of public welfare," so as to make the provisions thereof inapplicable to Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1294, a bill pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a watershed improvement in Mitchell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1303, a bill to make the provisions of Chapter 1006 of the Session Laws of 1959 applicable to Vance County.

Passes its second and third readings and is ordered enrolled.

H. B. 129, a bill to validate the application of the city of Monroe for a certain gasoline tax refund which application was inadvertently filed too late.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Calendar.

H. B. 827, a bill to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Calendar.

H. B. 1304, a bill to authorize the board of aldermen of the town of Taylorsville to execute contract with Alexander County Water Corporation in order to secure water for the said town.

Passes its second and third readings and is ordered enrolled.

H. B. 1306, a bill to amend Chapter 375 of the Session Laws of 1963, relating to the time of calling an election on the question of the consolidation or merger of

the Vance County School Administrative Unit and the Henderson City School Administrative Unit.

Passes its second and third readings and is ordered enrolled.

H. B. 1309, a bill to amend General Statutes 115-126 relating to the sale of certain real estate by the Nash County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 489, a bill to authorize the issuance of one hundred million dollars in bonds of the State to provide for urgently needed funds to be used for the construction and improvement of school plant facilities in the counties of the State, subject to a vote of the people of the State.

Upon motion of Senator Gurganus, action on the bill is postponed until Wednesday, June 19, 1963.

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Upon motion of Senator Aydlett, action on the bill is postponed until Wednesday, June 19, 1963.

S. B. 617, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Upon motion of Senator Aydlett, action on the bill is postponed until Wednesday, June 19, 1963.

S. B. 659, a bill to amend General Statutes 18-127 relating to elections in certain municipalities relative to the sale of wine or beer.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 660, a Senate resolution directing the Legislative Council to study, investigate and report upon a public defender system in North Carolina.

Upon motion of Senator Garriss, the resolution is adopted unanimously.

S. R. 661, a joint resolution commending the Wilmington College upon winning the National College Junior Baseball Championship.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 74, a bill to amend the public school laws relating to compulsory school attendance.

Upon motion of Senator Meares, the bill is re-referred to the Committee on Calendar.

H. B. 80, a bill for the relief of Mrs. Sue (Ed) Sheets.

Upon motion of Senator Walton, action on the bill is postponed until Wednesday, June 19, 1963.

H. B. 539, a bill to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and non-safe drivers.

Upon motion of Senator White, the bill is re-referred to the Committee on Calendar.

H. B. 541, a bill to amend General Statutes 20-16.1 to require suspension of drivers' licenses for speeding in excess of fifteen miles per hour over any stated or posted speed limit.

Upon motion of Senator Yow, the bill is re-referred to the Committee on Calendar.

H. B. 542, a bill to amend Article 14 of Chapter 160 of the General Statutes relating to municipal zoning authority.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 571, a bill to amend General Statutes 33-48 and General Statutes 33-49 so as to authorize a nonresident trustee to petition the North Carolina Courts for removal of infants' personality.

Passes its second and third readings and is ordered enrolled.

H. B. 613, a bill to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property.

Passes its second and third readings and is ordered enrolled.

H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct.

Senator Johnson offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 627, a bill to appropriate funds to provide for additional bee inspection in North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 629, a bill to appropriate funds for the construction of a monument to honor the memory of the last Confederate veteran at Gettysburg.

Passes its second and third readings and is ordered enrolled.

H. B. 718, a bill to allow use of motorboat registration revenue for provision of facilities for access to public waters.

Passes its second and third readings and is ordered enrolled.

H. B. 745, a bill to appropriate \$25,000.00 to the Parkway Playhouse, Inc., at Burnsville in Yancey County.

Passes its second and third readings and is ordered enrolled.

H. B. 754, a bill to amend General Statutes 137-31.3 relating to the North Carolina Rural Rehabilitation Corporation to permit directors appointed by the Governor to receive travel and subsistence payments while attending meetings of the corporation.

Passes its second and third readings and is ordered enrolled.

H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration.

Upon motion of Senator Forsyth, the bill is re-referred to the Committee on Calendar.

H. B. 846, a bill to amend General Statutes 20-7 relating to exempting persons sixty years of age and over from requirement of parallel parking when being examined for driver's license.

Passes its second and third readings and is ordered enrolled.

H. B. 851, a bill to appropriate annually the sum of \$2500.00 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County.

Passes its second and third readings and is ordered enrolled.



H. B. 856, a bill relating to the authority of the Governor to employ counsel in certain cases.

Passes its second and third readings and is ordered enrolled.

H. B. 876, a bill to fix a minimum amount of tax required for filing intangibles tax returns.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina.

Upon motion of Senator Crew, action on the bill is postponed until Wednesday, June 19, 1963.

H. B. 897, a bill to clarify the application for the State Personnel Act to the Eastern North Carolina School for the Deaf and the North Carolina School for the Deaf at Morganton.

Passes its second and third readings and is ordered enrolled.

H. B. 901, a bill to appropriate \$400,000.00 to be made available for loan to the USS North Carolina Battleship Commission for developing a "Sound and Light" presentation of the history of the battleship.

Passes its second and third readings and is ordered enrolled.

H. B. 906, a bill to amend General Statutes 108-71, relating to obtaining or continuing to obtain awards of assistance as aid to dependent children by means of fraudulent devices, false statements and nondisclosures of material facts.

Passes its second and third readings and is ordered enrolled.

H. B. 907, a bill to amend General Statutes 108-42, relating to obtaining, or continuing to obtain, awards of old age assistance by means of fraudulent devices, false statements and nondisclosures of material facts.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 914, a bill to rewrite General Statutes 47-56 so as to validate certain acts of clerks of the Superior Court with respect to certain certificates, registration and proofs.

Passes its second and third readings and is ordered enrolled.

H. B. 916, a bill to validate certain deeds where the corporate seal has been omitted.

Passes its second and third readings and is ordered enrolled.

H. B. 924, a bill to authorize the organization and regulation of a State Defense Militia Cadre, to rewrite General Statutes 127, 111 relating to the militia, and to otherwise variously amend sections of Chapter 127 pertaining to the militia and the National Guard.

Passes its second and third readings and is ordered enrolled.

H. B. 925, a bill to rewrite General Statutes 127-109 relating to the protection of the uniform of the Armed Forces of the United States and of the State.

Passes its second and third readings and is ordered enrolled.

H. B. 926, a bill to amend Chapter 127 of the General Statutes of North Carolina pertaining to courts martial.

Passes its second and third readings and is ordered enrolled.

H. B. 927, a bill to amend Articles 7, 8, 9, 10 and 11 of Chapter 127 of the General Statutes relating to the pay, privileges, property, support and reports of the militia.

Passes its second and third readings and is ordered enrolled.

H. B. 928, a bill to amend General Statutes 127-102 relating to allowances to organizations and personnel of the National Guard.

Passes its second and third readings and is ordered enrolled.

H. B. 952, a bill to require all agencies and departments upon whom a copy of affidavit is served under the tort claim act to file answer, demurrer or other pleading to said affidavit.

Senator Jones offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 961, a bill to provide a method of recording subsequent entries relating to instruments recorded on microfilm in the office of the register of deeds.

Passes its second and third readings and is ordered enrolled.

H. B. 968, a bill to amend General Statutes 20-7 relating to renewal of chauffeurs' licenses every two years.

Passes its second and third readings and is ordered enrolled.

H. B. 975, a bill to appropriate funds to place commemorative bronze plaques to the General Assembly in the Capitol and the State Legislative Building.

Passes its second and third readings and is ordered enrolled.

H. B. 990, a bill to add a new section to Part 3 of Article 3 of Chapter 108 of the General Statutes, relating to obtaining, or continuing to obtain, awards of aid to the permanently and totally disabled by means of fraudulent devices, false statements and non-disclosures of material facts.

The amendment offered by the Committee fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 995, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to benefit assessment procedures of watershed districts.

Passes its second and third readings and is ordered enrolled.

H. B. 996, a bill to amend Article 2 of Chapter 139 of the General Statutes relative to the nomination and compensation of trustees of watershed improvement districts.

Passes its second and third readings and is ordered enrolled.

H. B. 808, a bill creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing.

Passes its second and third readings and is ordered enrolled.

H. B. 998, a bill to amend General Statutes 20-116 and General Statutes 20-123 relating to the use and operation of drive-away motor vehicle carriers with saddle mounts.

Passes its second and third readings and is ordered enrolled.

H. B. 1005, a bill to amend General Statutes 62-121.70 to define "union passenger depot or station."

Senator Morgan of Harnett offers an amendment which fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 1011, a bill to amend General Statutes 106-549.65 relating to labelling and marking of inspected poultry.

Passes its second and third readings and is ordered enrolled.

H. B. 1021, a bill to amend General Statutes 55-67, so as to define the word "controls."

Upon motion of Senator Belk, action on the bill is postponed until Wednesday, June 19, 1963.

H. R. 1044, a joint resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States.

Upon motion of Senator Martin, action on the resolution is postponed until tomorrow, Wednesday, June 19, 1963.

H. B. 1046, a bill to amend Chapter One of the General Statutes, relating to the time within which actions for injury must be brought against persons who performed or furnished design, planning, supervision or construction of improvements on real property.

Passes its second and third readings and is ordered enrolled.

H. B. 1311, a bill to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said Act a general misdemeanor punishable in the discretion of the court.

Upon motion of Senator Hamilton, action on the bill is postponed until Wednesday, June 19, 1963.

H. R. 1332, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of the Battle of Bentonville, Johnston County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. R. 1344, a joint resolution expressing appreciation to Judge Sam M. Cathey for his unselfish and distinguished services to the blind.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns in honor of Western Electric Worlds Safety Record, to meet tomorrow morning at 11:00 o'clock.

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### ONE HUNDRED FIFTEENTH DAY

SENATE CHAMBER,  
Wednesday, June 19, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. Alphonso Jordan, Chaplain of the House of Representatives.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Currie, H. B. 1084, a bill to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such

governing bodies may require the installation of certain street improvements and facilities as condition to approval of such subdivision maps, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Morgan of Harnett, H. B. 218, a bill to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, H. B. 810, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to operation of school buses transporting children, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, H. B. 967, a bill to amend General Statutes 20-166.1 (i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1313, a joint resolution in recognition of world's safety record set by the employees of the Greensboro Division of Western Electric Company.

H. R. 1344, a joint resolution expressing appreciation to Judge Sam M. Cathey for his unselfish and distinguished services to the blind.

H. R. 1332, a joint resolution suggesting a United States postage stamp commemorating the one hundredth anniversary of the Battle of Bentonville, Johnston County, North Carolina.

S. B. 101, an act to appropriate the sum of twenty-one thousand five hundred dollars (\$21,500.00) to Sipe's Orchard Home, Inc., of Conover, North Carolina, for the biennium 1963-1965.

S. B. 114, an act appropriating one hundred thousand dollars to the Department of Agriculture for construction of an agriculture center in western North Carolina.

S. B. 217, an act to authorize counties to levy special assessments for the construction, reconstruction, and extension of water and sewerage systems.

S. B. 313, an act to amend General Statutes 160-200(11), relating to control of streets and alleys, so as to authorize municipalities to regulate loading platforms.

S. B. 399, an act to appropriate \$16,000.00 for the purchase of fire fighting equipment for Richmond, Scotland, Moore, Lee, Montgomery, Chatham, Anson and Hoke.

S. B. 450, an act to amend General Statutes 60-83 so as to authorize the Governor to commission certain employees of educational institutions and other State institutions as law enforcement officers.

S. B. 487, an act to establish a North Carolina Seashore Commission.

S. B. 534, an act to amend Subchapter IX of Chapter 115 of the General Statutes of North Carolina relating to the transportation of pupils residing within a municipality assigned to public schools within the same municipality.

S. B. 549, an act to appropriate certain funds to the State Hospitals Board of Control for use in the alcoholic rehabilitation program.

S. B. 553, an act to amend Chapter 18 of the General Statutes of North Carolina relating to beer shipped through North Carolina ports for consumption beyond the territorial limits of the State.

S. B. 582, an act for the relief of Hardy Hunt.

S. B. 594, an act to amend Chapter 105-213 of the General Statutes of North Carolina to deposit intangible tax allocations in the county general fund and to provide for the expenditure of such funds applicable to Burke County.

S. B. 603, an act to amend certain Private Laws relating to police and firemen's pension funds in the city of Wilmington and to authorize said city to establish a retirement or pension fund for city employees.

S. B. 632, an act to authorize the board of county commissioners of Polk County to exercise the authority granted by Article 3 of Chapter 139 of the General Statutes, relating to watershed improvement programs, and to levy a tax for such purpose without approval of the voters.

H. B. 242, an act to appropriate one hundred and ten thousand dollars (\$110,000.00) to the Agricultural Experiment Station, State College of Agriculture and Engineering, for the purpose of acquiring land and constructing tobacco research buildings in the coastal plains area.

H. B. 302, an act to appropriate funds for historic Bath.

H. B. 354, an act to provide for the repair and improvement of the outdoor theater at Boone, site of "Horn in the West".

H. B. 571, an act to amend General Statutes 33-48 and General Statutes 33-49 so as to authorize a non-resident trustee to petition the North Carolina courts for removal of infants' personalty.

H. B. 613, an act to amend the present procedure for State participation in meeting the costs of local improvements of benefit to State property.

H. B. 627, an act to appropriate funds to provide for additional bee inspection in North Carolina.

H. B. 629, an act to appropriate funds for the construction of a monument to honor the memory of the last Confederate veteran at Gettysburg.

H. B. 718, an act to allow use of motorboat registration revenue for provision of facilities for access to public waters.

H. B. 745, an act to appropriate \$25,000.00 to the Parkway Playhouse, Inc., at Burnsville in Yancey County.

H. B. 754, an act to amend General Statutes 137-31.3 relating to the North Carolina Rural Rehabilitation Corporation to permit directors appointed by the Governor to receive travel and subsistence payments while attending meetings of the corporation.

H. B. 808, an act creating a State Board of Space and Technology, and providing for its members, their qualifications, selection, appointment, powers, duties and financing.

H. B. 846, an act to amend General Statutes 20-7 relating to exempting persons sixty years of age and over from requirement of parallel parking when being examined for driver's license.

H. B. 851, an act to appropriate annually the sum of \$2500.00 to the North Carolina Rhododendron Festival on Roan Mountain in Mitchell County.

H. B. 856, an act relating to the authority of the Governor to employ counsel in certain cases.

H. B. 876, an act to fix a minimum amount of tax required for filing intangibles tax returns.

H. B. 897, an act to clarify the application of the State Personnel Act to the Eastern North Carolina School for the Deaf and the North Carolina School for the Deaf at Morganton.

H. B. 901, an act to appropriate \$400,000.00 to be made available for loan to the USS North Carolina Battleship Commission for developing a "Sound and Light" presentation of the history of the battleship.

H. B. 906, an act to amend General Statutes 108-71, relating to obtaining or continuing to obtain awards of assistance as aid to dependent children by means of fraudulent devices, false statements and nondisclosures of material facts.

H. B. 914, an act to rewrite General Statutes 47-56 so as to validate certain acts of clerks of the superior court with respect to certain certificates, registration and proofs.

H. B. 916, an act to validate certain deeds where the corporate seal has been omitted.

H. B. 924, an act to authorize the organization and regulation of a State Defense Militia Cadre, to rewrite General Statutes 127-111 relating to the militia, and to otherwise variously amend sections of Chapter 127 pertaining to the militia and the National Guard.

H. B. 925, an act to rewrite General Statutes 127-109 relating to the protection of the uniform of the armed forces of the United States and of the State.

H. B. 926, an act to amend Chapter 127 of the General Statutes of North Carolina pertaining to courts martial.

H. B. 927, an act to amend Articles 7, 8, 9, 10 and 11 of Chapter 127 of the General Statutes relating to the pay, privileges, property, support and reports of the militia.

H. B. 928, an act to amend General Statutes 127-102 relating to allowances to organizations and personnel of the National Guard.

H. B. 961, an act to provide a method of recording subsequent entries relating to instruments recorded on microfilm in the office of the register of deeds.

H. B. 968, an act to amend General Statutes 20-7 relating to renewal of chauffeurs' licenses every two years.

H. B. 975, an act to appropriate funds to place commemorative bronze plaques to the General Assembly in the Capitol and the State Legislative Building.

H. B. 990, an act to add a new section to Part 3 of Article 3 of Chapter 108 of the General Statutes, relating to obtaining, or continuing to obtain, awards of aid to the permanently and totally disabled by means of fraudulent devices, false statements and nondisclosures of material facts.

H. B. 995, an act to amend Article 2 of Chapter 139 of the General Statutes relative to benefit assessment procedures of watershed districts.

H. B. 996, an act to amend Article 2 of Chapter 139 of the General Statutes relative to the nomination and compensation of trustees of watershed improvement districts.

H. B. 998, an act to amend General Statutes 20-116 and General Statutes 20-123 relating to the use and operation of drive-away motor vehicle carriers with saddle mounts.

H. B. 1005, an act to amend General Statutes 62-121.70 to define "union passenger depot or station".

H. B. 1011, an act to amend General Statutes 106-549.65 relating to labelling and marking of inspected poultry.

H. B. 1046, an act to amend Chapter 1 of the General Statutes, relating to the time within which actions for injury must be brought against persons who performed or furnished design, planning, supervision or construction of improvements on real property.

H. B. 1266, an act to amend H. B. 157, ratified April 19, 1963, entitled "an act amending General Statutes 108-11 relating to county boards of public welfare", so as to make the provisions thereof inapplicable to Mitchell County.

H. B. 1286, an act to authorize Cumberland County to hold an election on the question of issuance of bonds for a public auditorium.

H. B. 1294, an act pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a watershed improvement program in Mitchell County.

H. B. 1300, an act to extend the corporate limits of the town of Smithfield, Johnston County.

H. B. 1303, an act to make the provisions of Chapter 1006 of the Session Laws of 1959 applicable to Vance County.

H. B. 1304, an act to authorize the board of aldermen of the town of Taylorsville to execute contract with Alexander County Water Corporation in order to secure water for the said town.

H. B. 1306, an act to amend Chapter 375 of the Session Laws of 1963, relating to the time of calling an election on the question of the consolidation or merger of the Vance County School Administrative Unit and the Henderson City School Administrative Unit.

H. B. 1309, an act to amend General Statutes 115-126 relating to the sale of certain real estate by the Nash County Board of Education.

H. B. 1346, an act to amend Chapter 175 of the Session Laws of 1945, relating to the charter of the city of Leaksville.

#### ENGROSSED BILLS

Senator Morgan of Harnett, for the Committee on Engrossed Bills, reports the following bills as properly engrossed, and the same are ordered sent to the House of Representatives:

Committee substitute for S. B. 182, a bill to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. B. 80, a bill to repeal General Statutes 105-199 and General Statutes 105-200 relating to intangibles taxes on money on deposit and money on hand and to re-classify such intangibles for ad valorem tax purposes, with an unfavorable report.

S. B. 641, a bill to amend General Statutes 105-195 pertaining to gift taxes, with an unfavorable report.

S. B. 642, a bill to amend General Statutes 105-19 pertaining to inheritance tax, with an unfavorable report.

S. B. 256, a bill to provide facilities needed to carry out the swine breeding research program at North Carolina State College in Raleigh, North Carolina, and to appropriate one hundred twelve thousand five hundred dollars for such purpose, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

H. B. 1118, a bill relating to passenger motor vehicle registration fees, with an unfavorable report.

H. B. 1305, a bill to tax and regulate professional bondsmen in Catawba County, with an unfavorable report.

S. B. 554, a bill amending Sections 153-111 and 160-398 of the General Statutes relating to destruction of paid bonds and coupons of counties and municipalities, with a favorable report.

S. B. 592, a bill to exempt from local ad valorem taxation inventories of manufacturers and processors and to provide in lieu thereof compensatory payments, with an unfavorable report.

S. B. 666, a bill to amend sections of the General Statutes relating to salaries of executive officers of the State Government as authorized by amendment to the North Carolina Constitution, Article III, Section 5, and to make them conform with the appropriations bill heretofore enacted by this General Assembly, with a favorable report.

H. B. 919, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County, with a favorable report.

H. B. 1134, a bill to authorize the Commissioner of Motor Vehicles to deny, suspend, or revoke dealer's and salesmen's licenses for conviction under certain motor vehicle laws, with a favorable report.

Committee substitute for H. B. 31, a bill to provide for the election of the county board of education in Stanly County, with an unfavorable report.

H. B. 908, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to the maximum rate of annual assessment by watershed improvement districts, with a favorable report.

H. B. 1047, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to fiscal powers and procedures of watershed improvement districts, with a favorable report, as amended.

H. B. 539, a bill to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and non-safe drivers, with a favorable report, as amended.

H. B. 857, a bill to reimburse Jerry Welborne Finney for injuries received in a chemical explosion in Jonesville High School, Yadkin County, with a favorable report.



H. B. 948, a bill to amend General Statutes 127-23, relating to the appointment of officers in the North Carolina Reserve Militia at qualified educational institutions, with a favorable report.

Committee substitute for H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration, with a favorable report.

H. B. 1079, a bill to amend General Statutes 113-136 relating to the regulation of fish, fishing, and fisheries by the Board of Conservation and Development and the Wildlife Resources Commission, with a favorable report.

H. B. 1124, a bill to amend Article 6D of General Statutes 136-89, as the same relates to controlled-access facilities, with an unfavorable report.

H. B. 782, a bill for the relief of Robert R. Thomas, former State Highway Patrolman, for injuries received in the line of duty, with a favorable report.

H. B. 881, a bill for the relief of Paul G. Albergine, State Highway Patrolman, for injuries received in the line of duty, with a favorable report.

H. R. 943, a joint resolution authorizing the appointment of a commission on intergovernmental relations, with a favorable report.

H. B. 922, a bill to amend Chapter 1325, Session Laws of 1959, as the same relates to Orange County, with a favorable report.

H. B. 1328, a bill relating to registration of electors for the town of Chapel Hill, with a favorable report.

H. B. 1329, a bill to provide for the terms of office of the present members of the Orange County Board of Education and to provide for the election of their successors by the qualified voters of the county, with a favorable report.

H. B. 1059, a bill to amend General Statutes 105-228.5, relating to the tax rate of domestic self-insurers under the Workmen's Compensation Act, with a favorable report.

H. B. 1348, a bill to amend General Statutes 7-43.2 relating to providing assistance for the solicitor of the Superior Court in Robeson County, with a favorable report.

H. B. 1086, a bill to amend General Statutes 69-1 so as to authorize chiefs of rural fire departments to investigate for arson or for other causes of rural fires, with an unfavorable report.

H. B. 1334, a bill to allow the governing body of the town of Pilot Mountain to establish by ordinance a retirement pension fund for employees, with a favorable report.

H. R. 1345, a joint resolution honoring the life and memory of Edward Leigh Winslow, former member of the General Assembly, with a favorable report.

H. B. 1094, a bill to provide for the codification and printing of the Public School Laws, the same being Chapters 115 and 115A of the General Statutes of North Carolina, 1955, as amended; Chapter 135, the Retirement Act; and other related legislation, with a favorable report.

H. B. 1198, a bill to provide that the House of Representatives and Senate shall meet biennially on the second Wednesday after the first Monday in January, with an unfavorable report.

H. B. 1254, a bill to amend Chapter 57 of the Private Laws of North Carolina, 1919, relating to taxation and the compensation of municipal officials, with a favorable report.

H. B. 1105, a bill to empower any person authorized to issue warrants of arrest to fix and take bail, with a favorable report.

H. B. 1108, a bill to make it unlawful to bribe or attempt to bribe judges and other officials of horse shows, and to require the reporting of attempts to do so, with a favorable report.

H. B. 1330, a bill to amend Chapter 1132, Session Laws of 1961, relating to the law enforcement officers relief fund for the peace officers association of Harnett County, with a favorable report.

H. B. 1331, a bill to amend Chapter 123, Session Laws of 1951, relating to municipal elections in the town of Dunn, with a favorable report, as amended.

H. R. 1061, a joint resolution urging Congress to reaffirm the State Workman's Compensation System as the basic program for providing work-connected injuries and disease benefits, with a favorable report.

By Senator Shelton, for the Committee on Salaries and Fees:

S. B. 581, a bill to increase the compensation of the deputy sheriffs of Mitchell County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Yow and Williams: S. B. 668, a bill to amend General Statutes 136-96 relating to the withdrawal of dedicated streets.

Referred to Committee on Calendar.

By Senators Yow and Williams: S. B. 669, a bill to amend General Statutes 136-66.3 so as to clarify the authority of municipalities to use the procedures provided by Article 9, Chapter 136 of the General Statutes.

Referred to Committee on Calendar.

By Senators Yow and Williams: S. B. 670, a bill to rewrite General Statutes 160-411.5 regulating the investment of municipal funds.

Referred to Committee on Calendar.

By Senator Johnson: S. B. 671, a bill to amend certain sections of Article XXI, "Civil Service Board," of the charter of the city of Statesville.

Upon motion of Senator Johnson, the bill is placed upon today's Calendar.

By Senator Crew: S. R. 672, a resolution authorizing the appointment of a commission to study the problems relating to illegitimacy and to submit a report to the Governor and the 1965 General Assembly.

Referred to Committee on Calendar.

By Senator Jordan: S. B. 673, a bill to repeal H. B. 1230, ratified June 12, 1963, and designated Chapter 887 of the Session Laws of 1963, relating to the compensation of elected officials of Wake County.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Jordan: S. B. 674, a bill to amend Article 6A of Chapter 153 of the General Statutes so as to authorize the board of county commissioners to fix the salaries of the elective officials in Wake County.

Upon motion of Senator Jordan, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Jordan, by request: S. B. 675, a bill relating to the payment of counsel in reviews of the constitutionality of criminal trials.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 262, a bill to authorize the issuance of \$100,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State, for concurrence in the House amendment.

Upon motion of Senator Gurganus, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1097, a bill to amend Article II of the Constitution so as to safeguard the funds of the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Calendar.

S. B. 116, a bill to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said Chapters into a single Public Utilities Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to Public Utilities, for concurrence in the House amendments.

Senator Stikeleather moves that the Senate not concur in the House amendments.

The motion fails to prevail.

Senator Martin moves that the Senate concur in the House amendments.

Upon that motion Senator Jolly calls for the "ayes" and "noes".

The call is sustained.

The Senate fails to concur in the House amendments by roll call vote, ayes 21, noes 26, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Forsyth, Harrington, Hatcher, James, Jolly, Jordan, Kirby, MacLean, Martin, Mills, Morgan of Harnett, Scott, Shelton, Simmons, Walton, Whitley, Williams, Yates—21.

Those voting in the negative are: Senators Belk, Clark, Crew, Currie, Garriss, Gurganus, Hamilton, Hollowell, Horton, Humber, Johnson, Jones, Long, Meares, Midgett, Morgan of Cleveland, Propst, Saunders, Seay, Snow, Stikeleather, Story, Strong, Warren, White, Yow—26.

The President appoints as Conferees on the part of the Senate, Senators Stikeleather, White, Yow, Hollowell and Forsyth, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

H. B. 1104, a bill to establish the traffic code commission.

Referred to Committee on Calendar.

H. B. 1151, a bill to authorize the use of non-tax funds for local development purposes.

Referred to Committee on Calendar.

H. B. 1171, a bill to amend General Statutes 45-21.44 relating to the validation of certain foreclosure sales.

Referred to Committee on Calendar.

H. B. 1208, a bill to amend Article 19 of Chapter 116 of the General Statutes for the purpose of authorizing Asheville-Biltmore College, Charlotte College and Wilmington College to issue revenue bonds for student housing to the same extent as available to other institutions of higher learning.

Referred to Committee on Calendar.

H. B. 1349, a bill to amend Chapter 1281, Session Laws of 1957, relating to the charter of the city of New Bern.

Referred to Committee on Calendar.

H. B. 1350, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from highways in Craven County.

Referred to Committee on Calendar.

H. B. 1351, a bill to repeal a part of Chapter 481 of the Session Laws of 1947 relating to the pay of jurors in Craven County.

Referred to Committee on Calendar.

H. B. 1210, a bill to rewrite General Statutes 28-173 relating to actions for wrongful deaths and the disposition of the proceeds recovered in such actions.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,  
Wednesday, June 19, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 1080, "a bill to be entitled an act to revise and consolidate the charter of the city of Rockingham, Richmond County," and requests conferees. Mr. Speaker Blue has appointed Representatives Johnson of Duplin, Hunter and Bennett of Yancey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as conferees on the part of the Senate, Senators Simmons, Propst and James, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1231, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, upon second reading.

The bill passes its second reading by roll call vote, ayes 36, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Hamilton, Hatcher, Hollowell, Horton, Humber, Johnson, Jolly, Jones, Kirby, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Yates, Yow—36.

S. B. 671, a bill to amend certain Sections of Article XXI, "Civil Service Board", of the charter of the city of Statesville.

Senator Johnson offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives without engrossment, by special messenger.

H. B. 1191, a bill to amend Chapter 935, Session Laws of 1959, so as to fix the compensation of the members of the board of county commissioners of Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 1201, a bill to amend Chapter 235 of the Session Laws of 1949, as amended by Chapter 1228 of the Session Laws of 1959, relating to the salary of the sheriff of Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 1258, a bill to provide for the election of members of the county board of education in Onslow County.

Passes its second and third readings and is ordered enrolled.

H. B. 1277, a bill to amend General Statutes 7-134 relating to the fees to be charged by justices of the peace in Harnett County, and the docket of certain judgments.

Passes its second and third readings and is ordered enrolled.

H. B. 1312, a bill to authorize the constable of Asheville Township in Buncombe County to appoint deputy constables.

Passes its second and third readings and is ordered enrolled.

H. B. 1318, a bill to authorize the board of county commissioners of Duplin County to furnish the sheriff of said county and his full-time deputies with cars for use in the performance of their duties in lieu of payment of any mileage or travel allowance authorized by law.

Passes its second and third readings and is ordered enrolled.

H. B. 1319, a bill to amend General Statutes 160-181.2 relating to zoning regulations in and around municipalities in Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1320, a bill to authorize the governing body of the city of Lincoln to sell at public or private sale certain property known as the "City Hall Property" and the "Fire Station Property".

Passes its second and third readings and is ordered enrolled.

H. B. 1343, a bill to authorize the board of county commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of ten thousand dollars per year.

Passes its second and third readings and is ordered enrolled.

H. B. 489, a bill to authorize the issuance of one hundred million dollars in bonds of the State to provide for urgently needed funds to be used for the con-

struction and improvement of school plant facilities in the counties of the State, subject to a vote of the people of the State.

Upon motion of Senator Clark, action on the bill is postponed until Thursday, June 20, 1963.

H. B. 712, a bill to amend Subchapter V of Chapter 54 of the General Statutes relating to co-operative organizations, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 38, noes 5, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Mills, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Warren, Whitley, Williams, Yates, Yow—38.

Those voting in the negative are: Senators Belk, Midgett, Morgan of Cleveland, Stikeleather, White—5.

H. B. 1113, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to industrial development tax elections, so as to make the same applicable to Perquimans County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Yates, Yow—42.

H. B. 1178, a bill to amend General Statutes 160-241 so as to make clear that the provisions of General Statutes 160-242 through General Statutes 160-248 relating to the procedure for assessment by municipalities of the costs of certain sewerage and waterworks improvements apply only in cases in which the governing body of a municipality has determined in its discretion to assess such costs against abutting property, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Harrington, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Yates, Yow—42.

S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second reading.

Upon objection of Senator Yow to its third reading, the bill remains upon the Calendar.

S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly.

Upon motion of Senator White, the resolution is re-referred to the Committee on Calendar.

S. B. 616, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Upon motion of Senator Aydlett, action on the bill is postponed indefinitely.

S. B. 617, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Upon motion of Senator Aydlett, action on the bill is postponed indefinitely.

H. B. 80, a bill for the relief of Mrs. Sue (Ed) Sheets.

Passes its second and third readings and is ordered enrolled.

H. R. 98, a joint resolution requesting the Legislative Building Governing Commission to place the State Seal or other appropriate marking on each of the full-length glass panels which divide public space in the State Legislative Building.

Passes its second and third readings and is ordered enrolled.

H. B. 181, a bill to amend General Statutes 105-47 to repeal the per head tax upon horses and/or mules.

Passes its second and third readings and is ordered enrolled.

H. B. 575, a bill to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina.

Senator Crew offers an amendment which is adopted.

The amendments offered by the Committee are adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 978, a bill to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

Passes its second and third readings and is ordered enrolled.

H. B. 1021, a bill to amend General Statutes 55-67, so as to define the word "controls".

Passes its second and third readings and is ordered enrolled.

H. R. 1044, a joint resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States.

Upon motion of Senator Hamilton, action on the bill is postponed until tomorrow, Thursday, June 20, 1963, and is made Special Order No. 1 of the day.

H. B. 1049, a bill to permit S. G. Gilliam, administrator of Norma E. Madak, deceased, to file and prosecute a claim against the North Carolina State Highway Commission pursuant to certain provisions of the North Carolina Tort Claims Act.

Passes its second and third readings and is ordered enrolled.

H. B. 1081, a bill to amend the Motor Vehicle Act in respect to the transfer of registration plates.

Passes its second and third readings and is ordered enrolled.

H. B. 1248, a bill to amend General Statutes 20-63 relating to commission contracts for issuance of plates and certificates.

Passes its second and third readings and is ordered enrolled.

H. B. 1311, a bill to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said Act a general misdemeanor punishable in the discretion of the court.

Upon motion of Senator Hamilton, action on the bill is postponed until tomorrow, Thursday, June 20, 1963 and is made Special Order No. 2 of the day.

#### CONFERENCE REPORT

Senator Humber for the Conferees appointed to study the differences arising between the Senate and House of Representatives on S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned conferees appointed to consider and resolve the differences arising between the two bodies on the Senate Committee Substitute for S. B. 6, a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, beg leave to report that they have agreed as follows:

(1) That the House recede from its amendments;

(2) That the Senate committee substitute bill, as amended in the Senate, be amended by striking out from Section 1, page 2, lines 4 and 5, the following:

“Sixth District—Carteret, Craven, Greene, Jones, Lenoir, and Onslow shall elect two Senators,” and substituting in lieu thereof the following:

“Sixth District—Carteret, Jones, and Onslow shall elect one Senator.

“Seventh District—Craven, Greene, and Lenoir shall elect one Senator.”

And by renumbering the Seventh and subsequent districts in the Senate committee substitute bill, as amended in the Senate, accordingly;

(3) That the Senate committee substitute bill, as amended in the Senate, be further amended by striking out Section 1(b) and Section 1(c), on page 4, lines 2 through 5, and by inserting in lieu thereof the following:

“(b) The provisions of this section shall, unless this section is superseded, nullified and rendered inoperative as provided in subsection (a) of this section, apply to the nomination and election of Senators to the General Assembly of 1965 and all subsequent sessions of the General Assembly until another districting of the State shall be had in accordance with the terms of the Constitution and laws of North Carolina. In the event that a vacancy occurs in the membership of the Senate of the General Assembly of 1963, it shall be filled in conformity with Section 120-1 as that Section read immediately prior to the ratification of this Act.”

(4) That the Senate committee substitute bill, as amended in the Senate, be further amended by striking out of Section 5, page 8, lines 16 through 23, the following language: “At said general election provided for herein the only questions to be submitted to the voters shall be the adoption of the proposed constitutional amendments set forth in Sections 2 and 3 of this Act and the proposed plan or



method of redistricting the Senate set forth in Section 4 of this Act, and, in addition, the nullification of the Act redistricting the Senate set forth in Section 1 of this Act."

Respectfully submitted,  
ROBERT LEE HUMBER,  
J. J. HARRINGTON,  
RAY H. WALTON,  
CICERO P. YOW,  
STATON P. WILLIAMS,  
HENRY G. SHELTON,  
*Conferees on the part of the Senate.*

SAM L. WHITEHURST,  
ASHLEY M. MURPHY,  
LACY H. THORNBURG,  
CARL V. VENTERS,  
*Conferees on the part of the  
House of Representatives.*

The following respectfully dissent:

CLAUDE CURRIE,  
JOHN T. HENLEY,  
LESTER P. MARTIN, JR.  
CLAUDE M. HAMRICK.

'Upon the adoption of the Conference Report, Senator Williams calls for the "ayes" and "noes".

The call is sustained.

The Conference Report is adopted by roll call vote, ayes 34, noes 13, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Crew, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Humber, James, Johnson, Jolly, Jones, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Scott, Seay, Shelton, Simmons, Snow, Walton, Warren, White, Whitley, Williams, Yates, Yow—34.

Those voting in the negative are: Senators Belk, Clark, Currie, Hollowell, Horton, Jordan, Long, MacLean, Morgan of Cleveland, Saunders, Stikeleather, Story, Strong—13.

A message is ordered sent to the House of Representatives informing that Honorable Body of the adoption of the Conference Report.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 11:00 o'clock.

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### ONE HUNDRED SIXTEENTH DAY

SENATE CHAMBER,  
Thursday, June 20, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as Conferees on the part of the Senate on H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina, Senators Jolly, Brantley and Forsyth, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 98, a joint resolution requesting the Legislative Building Governing Commission to place the State Seal or other appropriate marking on each of the full-length glass panels which divide public space in the State Legislative Building.

S. B. 169, an act to appropriate funds to preserve and restore historical artifacts.

S. B. 231, an act to appropriate funds to the State Department of Archives and History for a museum-visitor center at Old Brunswick Town State Historic Site in Brunswick County.

S. B. 232, an act to appropriate funds to the State Department of Archives and History for a museum-visitor center at Fort Fisher, New Hanover County.

S. B. 509, an act to provide for the nomination and election of the board of county commissioners of Carteret County.

S. B. 541, an act to appropriate funds to the State Board of Education for the purpose of establishing and equipping community colleges.

S. B. 546, an act to provide funds for the employment of additional personnel for the medical care and treatment of patients in State institutions.

S. B. 602, an act to revise and consolidate the charter of the city of Wilmington.

S. B. 608, an act to establish an incentive award program for State employees.

S. B. 621, an act to appropriate to the Department of Water Resources additional funds to continue cooperative water resources investigations.

S. B. 623, an act to amend Chapter 138 of the General Statutes so as to increase the mileage allowance of State employees and members of State boards and commissions from seven cents (7c) to eight cents (8c) per mile.

S. B. 629, an act to fix the annual expense allowance of the Lieutenant Governor of North Carolina.

S. B. 646, an act to make appropriations for maintenance of the Legislative Building and Grounds.

S. B. 652, an act relating to the compensation of the mayor and the board of town commissioners of Grifton in Pitt County.

S. B. 653, an act to amend Chapter 314 of the Private Laws of 1909, the same being the charter of the town of Tarboro.

S. B. 657, an act to limit the time for the enforcement of tax liens in Carteret County and its political subdivisions.

S. B. 671, an act to amend certain Sections of Article XXI, "Civil Service Board", of the charter of the city of Statesville.

H. B. 80, an act for the relief of Mrs. Sue (Ed) Sheets.

H. B. 181, an act to amend General Statutes 105-47 to repeal the per head tax upon horses and/or mules.

H. B. 542, an act to amend Article 14 of Chapter 160 of the General Statutes relating to municipal zoning authority.

H. B. 575, an act to appropriate funds to the Museum of the Albemarle, Inc. for the construction of an addition to a building and for the establishment of the Museum of the Albemarle, Elizabeth City, North Carolina.

H. B. 606, an act to amend General Statutes 153-9, so as to give boards of county commissioners certain regulatory powers.

H. B. 888, an act to establish additional conditions of eligibility for aid to dependent children.

H. B. 907, an act to amend General Statutes 108-42, relating to obtaining, or continuing to obtain, awards of old age assistance by means of fraudulent devices, false statements and nondisclosures of material facts.

H. B. 952, an act to require all agencies and departments upon whom a copy of affidavit is served under the Tort Claim Act to file answer, demurrer or other pleading to said affidavit.

H. B. 978, an act to appropriate funds for the restoration and maintenance of the Cupola House and the maintenance of the Barker House in Chowan County.

H. B. 1021, an act to amend General Statutes 55-67, so as to define the word "controls".

H. B. 1049, an act to permit S. G. Gilliam, administrator of Norma E. Madak, deceased, to file and prosecute a claim against the North Carolina State Highway Commission pursuant to certain provisions of the North Carolina Tort Claims Act.

H. B. 1081, an act to amend the Motor Vehicle Act in respect to the transfer of registration plates.

H. B. 1110, an act to fix the salaries of certain officials and employees of New Hanover County.

H. B. 1191, an act to amend Chapter 935, Session Laws of 1959, so as to fix the compensation of the members of the board of county commissioners of Gaston County.

H. B. 1201, an act to amend Chapter 235 of the Session Laws of 1949, as amended by Chapter 1228 of the Session Laws of 1959 relating to the salary of the sheriff of Guilford County.

H. B. 1248, an act to amend General Statutes 20-63 relating to commission contracts for issuance of plates and certificates.

H. B. 1258, an act to provide for the election of members of the county board of education in Onslow County.

H. B. 1277, an act to amend General Statutes 7-134 relating to the fees to be charged by justices of the peace in Harnett County, and the docket of certain judgments.

H. B. 1312, an act to authorize the constable of Asheville Township in Buncombe County to appoint deputy constables.

H. B. 1318, an act to authorize the board of county commissioners of Duplin County to furnish the sheriff of said county and his full-time deputies with cars

for use in the performance of their duties in lieu of payment of any mileage or travel allowance authorized by law.

H. B. 1319, an act to amend General Statutes 160-181.2 relating to zoning regulations in and around municipalities in Harnett County.

H. B. 1320, an act to authorize the governing body of the city of Lincolnton to sell at public or private sale certain property known as the "City Hall Property" and the "Fire Station Property".

H. B. 1343, an act to authorize the board of county commissioners of Buncombe County to appropriate for the use of Eliada Home for Children in Buncombe County a sum not in excess of ten thousand dollars per year.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 1239, a joint resolution requesting the board of trustees of the Teachers' and State Employees' Retirement System to make a study of the feasibility of providing retirement benefits for members of the General Assembly.

Referred to Committee on Calendar.

H. B. 1247, a bill to amend General Statutes 2-13 so as to prescribe certain powers of deputy clerks of the Superior Court.

Referred to Committee on Calendar.

H. B. 1261, a bill to amend General Statutes 18-75 relating to the qualifications required of an applicant for a license to sell the beverages enumerated in General Statutes 18-64.

Referred to Committee on Calendar.

H. B. 1278, a bill to amend Chapter 1176 of the 1961 Session Laws relating to fixing of compensation of the assistants to the Sergeants-at-Arms of the Sergeants-at-Arms Department of the General Assembly.

Referred to Committee on Calendar.

H. B. 1291, a bill to amend General Statutes 20-64 authorizing transfer of registration plates between corporations and their wholly owned subsidiaries.

Referred to Committee on Calendar.

H. B. 1302, a bill to amend Chapter 684 of the Session Laws of 1963 relating to appropriations to provide capital improvements for State institutions, agencies and departments.

Referred to Committee on Calendar.

H. B. 1315, a bill to increase the limits upon judgments in which attorneys' fees may be taxed as part of the court costs.

Referred to Committee on Calendar.

H. B. 1317, a bill to amend General Statutes 55-72 relating to corporations.

Referred to Committee on Calendar.

H. B. 1347, a bill to fix the qualifications of the jury commissioner in Madison County.

Referred to Committee on Calendar.

S. B. 391, a bill to amend certain Sections of Article 34 of Chapter 106 of the General Statutes of North Carolina relating to hog cholera, for concurrence in the House amendment.

Upon motion of Senator Whitley, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 397, a bill to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to create a lien on real property of recipients of aid to the permanently and totally disabled, for concurrence in the House amendment.

Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 409, a bill to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation, for concurrence in the House amendment.

Upon motion of Senator Midgett, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 648, a bill to appoint the governing body of the town of Garysburg, Northampton County, for concurrence in the House amendment.

Upon motion of Senator Martin, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 659, a bill to amend General Statutes 18-127 relating to elections in certain municipalities relative to the sale of wine or beer, for concurrence in the House amendment.

Upon motion of Senator Hatcher, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Wednesday, June 19, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to adopt the report of the Conferees on S. B. 6, a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Wednesday, June 19, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body informing you that pursuant to failure of Conferees to agree on differences arising in considering S. B. 6, a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, the House of Representatives has instructed present House Conferees to continue in their efforts to reach an agreement.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Thursday, June 20, 1963.

*Mr. President:*

Pursuant to your information that the Senate failed to concur in House Amendment to S. B. 116, a bill to be entitled an act to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said Chapters into a single Public Utilities

Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities, and requests a conference thereon. Mr. Speaker Blue has appointed as Conferees on the part of the House of Representatives, Representatives High, Johnson of Duplin, Pope, Uzzell and Venters, to act with a like committee on the part of the Senate to the end that the differences existing between the two bodies may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1113, a bill to amend Article 3 of Chapter 158 of the General Statutes, relating to industrial development tax elections, so as to make the same applicable to Perquimans County, upon third reading.

The bill passes its third reading by roll call vote, ayes 41, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Snow, Stikeleather, Story, Strong, Warren, White, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 1231, a bill to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County, upon third reading.

The bill passes its third reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Snow, Stikeleather, Story, Strong, Warren, White, Williams, Yates, Yow—42.

The bill is ordered enrolled.

H. B. 1254, a bill to amend Chapter 57 of the Private Laws of North Carolina, 1919, relating to taxation and the compensation of municipal officials in the town of Waxhaw, Union County, upon second reading.

The bill passes its second reading by roll call vote, ayes 42, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Seay, Shelton, Snow, Stikeleather, Story, Strong, Warren, White, Williams, Yates, Yow—42.

S. B. 581, a bill to increase the compensation of the deputy sheriffs of Mitchell County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 922, a bill to amend Chapter 1325, Session Laws of 1959, as the same relates to Orange County.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the vote by which the bill passed its third reading is reconsidered, and upon his motion the bill is re-referred to the Committee on Calendar.

H. B. 1328, a bill relating to registration of electors for the town of Chapel Hill.

Passes its second and third readings and is ordered enrolled.

H. B. 1329, a bill to provide for the terms of office of the present members of the Orange County Board of Education and to provide for the election of their successors by the qualified voters of the county.

Passes its second and third readings and is ordered enrolled.

H. B. 1330, a bill to amend Chapter 1132, Session Laws of 1961, relating to the Law Enforcement Officers Relief Fund for the Peace Officers Association of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 1331, a bill to amend Chapter 123, Session Laws of 1951, relating to municipal elections in the town of Dunn.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1334, a bill to allow the governing body of the town of Pilot Mountain to establish by ordinance a retirement pension fund for employees.

Passes its second and third readings and is ordered enrolled.

H. B. 1348, a bill to amend General Statutes 7-43.2 relating to providing assistance for the solicitor of the Superior Court in Robeson County.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL ORDER NO. 1

The hour having arrived for the consideration of Special Order No. 1, the President of the Senate lays before the Senate Special Order No. 1, it being H. R. 1044, a joint resolution memorializing Congress to call a convention for the purpose of proposing an amendment to the Constitution of the United States.

Upon the passage of the resolution Senator Saunders calls for the "ayes" and "noes".

The call is sustained.

The resolution fails to pass its second reading by roll call vote, ayes 12, noes 28, as follows:

Those voting in the affirmative are: Senators Forsyth, Harrington, James, Meares, Midgett, Morgan of Harnett, Propst, Saunders, Seay, Simmons, Snow, White—12.

Those voting in the negative are: Senators Aydtlett, Bailey, Clark, Currie, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Mills, Morgan of Cleveland, Scott, Stikeleather, Story, Strong, Warren, Whitley, Williams, Yow—28.

The following pairs are announced: Senators Brantley, "aye", Yates, "no"; Garriss, "aye", Johnston, "no"; Jolly, "aye", Belk, "no"; Shelton, "aye", Crew, "no".

## CONFERENCE REPORT

Senator Kirby for the Conferees appointed to study the differences arising between the Senate and House of Representatives on S. B. 408, a bill to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearing and penalties, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on S. B. 408, a bill to be entitled an act to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearing and penalties, begs leave to report that they have agreed as follows:

1. That the Senate concur in the House amendment in line 8, page 3, of the bill and further that the Senate concur in the House amendment in line 8, page 2, of the bill.

2. That the House recede in the House amendment to line 17½, page 3, of the bill which would have added a new subsection (c) reading: "The inclusion of a charge for insurance on a bona fide sale of goods or services on installments is not subject to the provisions of this Act."

3. That the House and Senate concur in amending S. B. 408 in line 12, page 3, immediately after the word "Act" and before the word "are", by inserting the following: "and The North Carolina Motor Vehicle Dealers and Manufacturers Licensing Law, Article 12, Chapter 20, of the General Statutes of North Carolina."

Respectfully submitted,  
H. RUSSELL KIRBY,  
CARL MEARES,  
R. E. BRANTLEY,  
*Conferees on the part of the Senate.*

JOE A. WATKINS,  
EMMETT W. BURDEN,  
CLYDE H. HARRISS,  
SNEED HIGH,  
WILLIAM R. POPE,  
*Conferees on the part of the  
House of Representatives.*

Upon motion of Senator Kirby, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, and when a similar report is adopted by the House of Representatives we will order the bill enrolled.

Upon motion of Senator Scott, the Senate recesses to meet this afternoon at 1:45 o'clock.

## AFTERNOON SESSION

SENATE CHAMBER,  
Thursday, June 20, 1963.

The Senate meets pursuant to recess, and is called to order by the President of the Senate T. Clarence Stone.



Upon motion of Senator Forsyth, S. B. 670, a bill to rewrite General Statutes 160-411.5 regulating the investment of municipal funds, is taken from the Committee on Calendar and re-referred to the Committee on Banking.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

Committee substitute for S. B. 223, a bill to amend General Statutes 135-14 and General Statutes 135-5 so as to increase from \$70 to \$80 per month the pensions and retirement payments of certain teachers and State employees not eligible for social security benefits, with an unfavorable report.

H. B. 839, a bill to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds, with an unfavorable report.

H. B. 1074, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation, with an unfavorable report.

S. B. 273, a bill to amend Chapter 20 of the General Statutes of North Carolina to provide for breath tests for intoxication in criminal cases involving drunken driving, with an unfavorable report.

S. B. 366, a bill to amend Article 1 of Chapter 90 of the General Statutes relating to the practice of medicine, with an unfavorable report.

H. B. 1268, a bill to amend Article 36 of Chapter 160 of the General Statutes as it relates to Carteret County, with a favorable report.

House Committee substitute for S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked, with a favorable report.

Committee substitute for H. B. 218, a bill to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent, with a favorable report.

H. B. 817, a bill to authorize the Department of Water Resources to cooperate with the Soil Conservation Service and to appropriate funds for a study of the Ahoskie Creek watershed, with a favorable report.

S. B. 474, a bill to create and establish a motor license plate or registration plate committee to select and control the designs, colors, mottoes or slogans to be used on registration plates, with an unfavorable report.

S. B. 573, a bill to require owners and operators of garages or repair shops to make reports on motor vehicles received for the purpose of repairs, with an unfavorable report.

H. B. 1125, a bill to amend Article 9 of Chapter 136 as the same relates to condemnation, with a favorable report.

S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia, with a favorable report, as amended.

S. B. 667, a bill to amend General Statutes 39-23 so as to relax the bonding provisions of the Bulk Sales Law, with a favorable report.

S. B. 668, a bill to amend General Statutes 136-96 relating to the withdrawal of dedicated streets, with a favorable report.

S. B. 669, a bill to amend General Statutes 136-66.3 so as to clarify the authority of municipalities to use the procedures provided by Article 9, Chapter 136 of the General Statutes, with a favorable report.

S. B. 675, a bill relating to the payment of counsel in reviews of the constitutionality of criminal trials, with a favorable report.

H. B. 462, a bill to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina, with a favorable report.

H. B. 1093, a bill to amend Article 9A of Chapter 66 of the General Statutes relating to private detectives, with a favorable report.

H. B. 1275, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially in promotion of farm soil and water conservation work, with a favorable report, as amended.

H. B. 967, a bill to amend General Statutes 20-161.1 (i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged, with a favorable report, as amended.

S. B. 128, a bill to amend Parts 4 and 4A of Article 3 of Chapter 108 of the General Statutes relating to hospitalization payments for public assistance recipients and the medically indigent, with an unfavorable report.

S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly, with a favorable report, as amended.

H. B. 1084, a bill to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such governing bodies may require the installation of certain street improvements and facilities as a condition to approval of such subdivision maps, applicable to city of Durham only, with a favorable report.

H. B. 827, a bill to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination, with a favorable report.

Committee substitute for H. B. 875, a bill to amend General Statutes 20-87 pertaining to registration fees for U-Drive-It passenger vehicles, with an unfavorable report.

H. B. 1123, a bill to amend General Statutes 136-18(3) to provide that the provisions of Article 9, Chapter 136, instead of Chapter 40, be used in condemnation proceedings to acquire easements to material deposits, with a favorable report, as amended.

Committee substitute for H. B. 74, a bill to amend the public school laws relating to compulsory school attendance, with an unfavorable report.

Committee substitute for H. R. 282, a joint resolution providing for the appointment of a commission which shall be charged with the responsibility of making recommendations to the General Assembly necessary to implement the Judicial Article of the Constitution, with an unfavorable report.

H. B. 1210, a bill to rewrite General Statutes 28-173 relating to actions for wrongful deaths and the disposition of the proceeds recovered in such actions, with an unfavorable report.

H. B. 1208, a bill to amend Article 19 of Chapter 116 of the General Statutes for the purpose of authorizing Asheville Biltmore College, Charlotte College and Wilmington College to issue revenue bonds for student housing to the same extent as available to other institutions of higher learning, with a favorable report.

H. B. 756, a bill to increase the annual appropriation for historic Halifax, with a favorable report.

H. B. 1349, a bill to amend Chapter 1281, Session Laws of 1957, relating to the charter of the city of New Bern, with a favorable report.

H. B. 1350, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from highways in Craven County, with a favorable report.

H. B. 1171, a bill to amend General Statutes 45-21.44 relating to the validation of certain foreclosure sales, with an unfavorable report.

By Senator Stikeleather, for the Committee on Public Utilities:

H. B. 426, a bill for municipally franchised electric service by an electric membership corporation, and to establish a special electric membership corporation tax study commission, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Garriss and Scott: S. B. 676, a bill to amend General Statutes 106-266.8, subsection (10), relating to the time required before producer price changes become effective.

Referred to Committee on Calendar.

By Senator Hatcher: S. B. 677, a bill to amend Article 5, Chapter 115 of the General Statutes to provide for election of the board of education of Burke County.

Upon motion of Senator Hatcher, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 678, a bill to protect borrowers from unauthorized disclosure of information transmitted to his lender in a fiduciary capacity.

Referred to Committee on Calendar.

By Senator Morgan of Harnett: S. B. 679, a bill relating to the compensation of certain deputy sheriffs of Harnett County.

Referred to Committee on Calendar.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1154, a bill to amend and clarify certain statutes relating to the admission to State institutions of inebriate, mentally ill, and mentally retarded persons.

Referred to Committee on Calendar.

H. B. 1190, a bill to amend General Statutes 20-16, General Statutes 20-143 and General Statutes 20-217 relating to school buses to make the same applicable to school activity buses.

Referred to Committee on Calendar.

H. B. 1202, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties.

Referred to Committee on Calendar.

H. R. 1271, a joint resolution providing for the appointment of a commission for the purpose of determining the advisability of establishing a State Fairgrounds Planning Authority and of making recommendations to the 1965 General Assembly.

Referred to Committee on Calendar.

H. B. 1299, a bill to require in Forsyth County a permit for the operation of a junk yard where motor vehicles are dismantled and stored.

Referred to Committee on Calendar.

H. B. 1298, a bill to repeal General Statutes 105-37.1 which imposes a tax on certain forms of entertainment or amusement not otherwise subject to a State license tax.

Referred to Committee on Calendar.

H. B. 1339, a bill to extend the time for filing claims for refunds of sales and use taxes paid by institutions, organizations and governmental units as authorized by General Statutes 105-164.14(b) and (c).

Referred to Committee on Calendar.

H. B. 1316, a bill to amend General Statutes 130-128 so as to authorize a sanitary district to contract with private persons and corporations as well as political subdivisions for treatment of the district's sewage in a sewage disposal plant.

Referred to Committee on Calendar.

H. B. 1337, a bill to amend General Statutes 90-191, pertaining to podiatrists, in order to require that applicants for examination for a license to practice podiatry shall have two years of college or university instruction as a prerequisite for application, and to further provide that wherever the word "chiropody" appears in Article 12 of Chapter 19, that the word "podiatry" shall be substituted therefor.

Referred to Committee on Calendar.

H. B. 1333, a bill to amend General Statutes 7-51 with regard to oaths of emergency justices and judges.

Referred to Committee on Calendar.

H. B. 1338, a bill to fix the compensation of the chairman of the board of county commissioners of Buncombe County.

Referred to Committee on Calendar.

H. B. 1353, a bill to appropriate \$5,000.00 for the development of the 500-acre tract donated by the Lake Phelps Farms, Incorporated, to the use of the State Parks Division.

Referred to Committee on Calendar.

H. B. 1354, a bill to amend Chapter 152 of the General Statutes, relating to the compensation of the coroner of McDowell County.

Referred to Committee on Calendar.

H. B. 1357, a bill to permit certain police officers of the city of Durham to issue warrants.

Referred to Committee on Calendar.

H. B. 1358, a bill to amend Chapter 1227, Session Laws of 1953, relating to the fixing of salaries of county officers and employees in Surry County.

Referred to Committee on Calendar.

H. B. 1359, a bill to extend the jurisdiction of the police officers of the town of Dobson in Surry County.

Referred to Committee on Calendar.

H. B. 1360, a bill to amend Chapter 893, Session Laws of 1959, relating to the compensation of certain officials of McDowell County.

Referred to Committee on Calendar.

H. B. 1361, a bill to ratify, approve and confirm the action of the board of trustees of the Teachers' and State Employees' Retirement System in extending the employment of W. J. Taylor, Superintendent of Schools of Chowan County.

Referred to Committee on Calendar.

S. B. 335, a bill to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors, for concurrence in the House amendment.

Upon motion of Senator Hamilton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 354, a bill to make technical revisions in the Revenue Act, for concurrence in the House material amendments.

Upon motion of Senator Johnson, the Senate concurs in the House material amendments, this constituting the first reading of the bill, and the bill is placed upon the Calendar for its second roll call reading.

S. B. 501, a bill to amend certain sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs, for concurrence in the House amendment.

Upon motion of Senator Whitley, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Thursday, June 20, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information the House failed to concur in one of the Senate amendments to H. B. 895, "a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina," and requests Conferees. Mr. Speaker Blue has appointed Representatives Ramsey of Madison, Jones and Stockton on the part of the House to

confer with a like Committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as Conferees on the part of the Senate, Senators Jolly, Brantley, and Forsyth, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,  
Thursday, June 20, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on S. B. 408, "a bill to be entitled an act to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearing and penalties," to the end that when a similar action has been taken on the part of the Senate, the bill may be ordered enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The bill is ordered enrolled.

#### SPECIAL ORDER NO. 2

The hour having arrived for the consideration of Special Order No. 2, the President of the Senate lays before the Senate Special Order No. 2, it being H. B. 1311, a bill to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said act a general misdemeanor punishable in the discretion of the court.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 712, a bill to amend Subchapter V of Chapter 54 of the General Statutes relating to cooperative organizations, upon third reading.

The bill passes its third reading by roll call vote, ayes 29, noes 7, as follows:

Those voting in the affirmative are: Senators Aydtlett, Bailey, Brantley, Clark, Currie, Forsyth, Hamilton, Hanes, Hatcher, Humber, Johnson, Jolly, Jordan, Kirby, Long, Martin, Mills, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, Whitley, Williams, Yates—29.

Those voting in the negative are: Senators Garriss, James, Midgett, Morgan of Cleveland, Morgan of Harnett, Stikeleather, White—7.

The bill, as amended, is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1178, a bill to amend General Statutes 160-241 so as to make clear that the provisions of General Statutes 160-242 through General Statutes 160-248

relating to the procedure for assessment by municipalities of the costs of certain sewerage and waterworks improvements apply only in cases in which the governing body of a municipality has determined in its discretion to assess such costs against abutting property, upon third reading.

The bill passes its third reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—34.

The bill is ordered enrolled.

H. B. 489, a bill to authorize the issuance of one hundred million dollars in bonds of the State to provide for urgently needed funds to be used for the construction and improvement of school plant facilities in the counties of the State, subject to a vote of the people of the State.

Upon motion of Senator Gurganus, action on the bill is postponed indefinitely.

H. B. 908, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to the maximum rate of annual assessment by watershed improvement districts, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—34.

H. B. 1047, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to fiscal powers and procedures of watershed improvement districts, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Humber, James, Johnson, Jolly, James, Jordan, Kirby, MacLean, Martin, Meares, Midgett, Mills, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—34.

S. B. 545, a bill to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives without engrossment.

S. B. 256, a bill to provide facilities needed to carry out the swine breeding research program at North Carolina State College in Raleigh, North Carolina, and to appropriate fifty-six thousand two hundred and fifty dollars for such purpose.

The substitute offered by the Committee is adopted.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 444, a bill to define the territory of electric membership corporations, and to provide a means by which the members of a membership corporation may become stockholders in a business corporation which will receive the assets and liabilities of the membership corporation and become a public utility.

Upon motion of Senator Long, the bill is postponed indefinitely.

S. B. 554, a bill amending Sections 153-111 and 160-398 of the General Statutes relating to destruction of paid bonds and coupons of counties and municipalities.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 666, a bill to amend sections of the General Statutes relating to salaries of executive officers of the State government as authorized by amendment to the North Carolina Constitution, Article III, Section 5, and to make them conform with the appropriations bill heretofore enacted by this General Assembly.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 539, a bill to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and non-safe drivers.

The amendment offered by the Committee is adopted.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 677, a bill to validate certain corporate deeds registered or eligible for registration.

Passes its second and third readings and is ordered enrolled.

H. B. 782, a bill for the relief of Robert R. Thomas, former State Highway Patrolman, for injuries received in the line of duty.

Upon motion of Senator White, action on the bill is postponed until tomorrow, Friday, June 21, 1963.

H. B. 857, a bill to reimburse Jerry Welborne Finney for injuries received in a chemical explosion in Jonesville High School, Yadkin County.

Upon motion of Senator White, action on the bill is postponed until tomorrow, Friday, June 21, 1963.

H. B. 881, a bill for the relief of Paul G. Albergine, State Highway Patrolman, for injuries received in the line of duty.

Upon motion of Senator White, action on the bill is postponed until tomorrow, Friday, June 21, 1963.

H. B. 919, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County.

Upon motion of Senator White, action on the bill is postponed until tomorrow, Friday, June 21, 1963.

H. R. 943, a joint resolution authorizing the appointment of a commission on intergovernmental relations.

Passes its second and third readings and is ordered enrolled.

H. B. 948, a bill to amend General Statutes 127-23, relating to the appointment of officers in the North Carolina Reserve Militia at qualified educational institutions.

Passes its second and third readings and is ordered enrolled.



H. B. 1059, a bill to amend General Statutes 105-228.5, relating to the tax rate of domestic self-insurers under the Workmen's Compensation Act.

Passes its second and third readings and is ordered enrolled.

H. R. 1061, a joint resolution urging Congress to reaffirm the State Workmen's Compensation System as the basic program for providing work-connected injuries and disease benefits.

Passes its second and third readings and is ordered enrolled.

H. B. 1079, a bill to amend General Statutes 113-136 relating to the regulation of fish, fishing, and fisheries by the Board of Conservation and Development and the Wildlife Resources Commission.

Passes its second and third readings and is ordered enrolled.

H. B. 1094, a bill to provide for the codification and printing of the Public School Laws, the same being Chapters 115 and 115A of the General Statutes of North Carolina, 1955, as amended; Chapter 135, the Retirement Act; and other related legislation.

Passes its second and third readings and is ordered enrolled.

H. B. 1105, a bill to empower any person authorized to issue warrants of arrest to fix and take bail.

Passes its second and third readings and is ordered enrolled.

H. B. 1108, a bill to make it unlawful to bribe or attempt to bribe judges and other officials of horse shows, and to require the reporting of attempts to do so.

Passes its second and third readings and is ordered enrolled.

H. B. 1134, a bill to authorize the Commissioner of Motor Vehicles to deny, suspend, or revoke dealers' and salesmen's licenses for conviction under certain motor vehicle laws.

Passes its second and third readings and is ordered enrolled.

H. R. 1345, a joint resolution honoring the life and memory of Edward Leigh Winslow, former member of the General Assembly.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10 o'clock.

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## ONE HUNDRED SEVENTEENTH DAY

SENATE CHAMBER,

Friday, June 21, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Yates for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Scott, Don Albright is made an honorary page of the Senate.

Upon motion of Senator Hanes, Richard C. Proctor, son of Dr. Richard C. Proctor of Forsyth County, is made an honorary page of the Senate.

Upon motion of Senator Hanes, Sallie Earle Proctor, daughter of Dr. Richard C. Proctor of Forsyth County, is made an honorary page of the Senate.

Upon motion of Senator Williams, S. B. 670, a bill to rewrite General Statutes 160-411.5 regulating the investment of municipal funds, is taken from the Committee on Banks and placed upon today's Calendar.

Upon motion of Senator Walton, H. B. 74, a bill to amend the Public School laws relating to compulsory school attendance, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Morgan of Harnett, H. B. 1171, a bill to amend General Statutes 45-21.44 relating to the validation of certain foreclosure sales, is taken from the unfavorable Calendar and placed upon today's Calendar.

Upon motion of Senator Bailey, H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina, is recalled from the House of Representatives for further consideration by the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Senator Warren offers the following motion submitted in writing:

That the Conference Committee heretofore appointed on Committee substitute for S. B. 6, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, be discharged with the thanks of the Senate for representing its views as indicated by the report filed with this body, which was rejected by the House of Representatives.

The motion prevails.

The President now appoints seven new conferees, Senators Williams, Yow, Currie, Humber, Shelton, Walton and Harrington, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Senator Stone offers the following statement, and upon motion of Senator Scott it is ordered spread upon the Journal:

I want to call the Senate's attention to the fact that in today's Calendar there are at least six House Bills appropriating from \$15,000 to \$500,000—you have passed these bills and the responsibility for handling each of them rested upon the shoulders of the Chairman of the Senate Appropriations Committee, the Senator from Lenoir, Mr. White. An irresponsible effort has been made by irresponsible segments of the press to make it appear that the Senate would hold up action on House Bills or kill House Bills in retaliation for certain action taken by the House on one or more Senate Bills. I wish to say further that the Senate does not do business that way—and neither does the Senator from Lenoir. He fights honorable for what he thinks is best for North Carolina—and he does not stoop to littleness.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 943, a joint resolution authorizing the appointment of a commission on intergovernmental relations.

H. R. 1061, a joint resolution urging Congress to reaffirm the State Workmen's Compensation System as the basic program for providing work-connected injuries and disease benefits.

H. R. 1345, a joint resolution honoring the life and memory of Edward Leigh Winslow, former member of the General Assembly.

S. B. 262, an act to authorize the issuance of \$100,000,000 in bonds of the State to provide funds for public school facilities in the counties of the State subject to a vote of the people of the State.

S. B. 335, an act to authorize the appointment of counsel for indigent defendants charged with felonies and certain misdemeanors.

S. B. 356, an act to appropriate funds to be used to construct an access road to the Kron House restoration, and a parking area, at Morrow Mountain State Park.

S. B. 381, an act to establish the George Washington Statue Commission.

S. B. 388, an act declaring it a misdemeanor knowingly to make a false report of the theft or conversion of a motor vehicle.

S. B. 391, an act to amend certain Sections of Article 34 of Chapter 106 of the General Statutes of North Carolina relating to hog cholera.

S. B. 397, an act to amend Part 3 of Article 3 of Chapter 108 of the General Statutes to create a lien on real property of recipients of aid to the permanently and totally disabled.

S. B. 409, an act to amend Article 21 of Chapter 143 of the General Statutes of North Carolina relating to stream sanitation.

S. B. 420, an act relating to the authority of local boards of health to accept fees.

S. B. 442, an act to provide a method of service of process upon nonresident operators of aircraft and upon their personal representatives.

S. B. 501, an act to amend certain Sections of Article 9 of Chapter 106 of the General Statutes of North Carolina relating to commercial feeding stuffs.

S. B. 645, an act to amend Chapter 683 and Chapter 684 of the 1963 Session Laws to provide for a program of State-wide educational television.

S. B. 648, an act to appoint the governing body of the town of Garysburg, Northampton County.

S. B. 659, an act to amend General Statutes 18-127 relating to elections in certain municipalities relative to the sale of wine or beer.

S. B. 664, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Raleigh.

H. B. 677, an act to validate certain corporate deeds registered or eligible for registration.

H. B. 948, an act to amend General Statutes 127-23, relating to the appointment of officers in the North Carolina Reserve Militia at qualified educational institutions.

H. B. 1059, an act to amend General Statutes 105-228.5, relating to the tax rate of domestic self-insurers under the Workmen's Compensation Act.

H. B. 1079, an act to amend General Statutes 113-136 relating to the regulation of fish, fishing, and fisheries by the Board of Conservation and Development and the Wildlife Resources Commission.

H. B. 1094, an act to provide for the codification and printing of the Public School Laws, the same being Chapter 115 and 115A of the General Statutes of North Carolina, 1955, as amended; Chapter 135, the Retirement Act; and other related legislation.

H. B. 1105, an act to empower any person authorized to issue warrants of arrest to fix and take bail.

H. B. 1108, an act to make it unlawful to bribe or attempt to bribe judges and other officials of horse shows, and to require the reporting of attempts to do so.

H. B. 1113, an act to amend Article 3 of Chapter 158 of the General Statutes, relating to industrial development tax elections, so as to make the same applicable to Perquimans County.

H. B. 1134, an act to authorize the Commissioner of Motor Vehicles to deny, suspend, or revoke dealer's and salesmen's licenses for conviction under certain motor vehicle laws.

H. B. 1178, an act to amend General Statutes 160-241 so as to make clear that the provisions of General Statutes 160-242 through General Statutes 160-248 relating to the procedure for assessment by municipalities of the costs of certain sewerage and waterworks improvements apply only in cases in which the governing body of a municipality has determined in its discretion to assess such costs against abutting property.

H. B. 1231, an act to authorize the county of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

H. B. 1311, an act to amend General Statutes 14-134, relating to trespass on land after being forbidden, for the purpose of making the penalty for a violation of said act a general misdemeanor punishable in the discretion of the court.

H. B. 1328, an act relating to registration of electors for the town of Chapel Hill.

H. B. 1329, an act to provide for the terms of office of the present members of the Orange County Board of Education and to provide for the election of their successors by the qualified voters of the county.

H. B. 1330, an act to amend Chapter 1132, Session Laws of 1961, relating to the Law Enforcement Officers Relief Fund for the Peace Officers Association of Harnett County.

H. B. 1334, an act to allow the governing body of the town of Pilot Mountain to establish by ordinance a retirement pension fund for employees.

H. B. 1348, an act to amend General Statutes 7-43.2 relating to providing assistance for the solicitor of the Superior Court in Robeson County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. R. 672, a resolution authorizing the appointment of a commission to study the problems relating to illegitimacy and to submit a report to the Governor and the 1965 General Assembly, with a favorable report.

Committee substitute for H. B. 1298, a bill to repeal General Statutes 105-37.1 which imposes a tax on certain forms of entertainment or amusement not otherwise subject to a State license tax, with a favorable report, as amended.

H. B. 1337, a bill to amend General Statutes 90-191, pertaining to podiatrists, in order to require that applicants for examination for a license to practice podiatry shall have two years of college or university instruction as a prerequisite for application, and to further provide that wherever the word "chiropody" appears in Article 12 of Chapter 19, that the word "podiatry" shall be substituted therefor, with a favorable report.

S. B. 676, a bill to amend General Statutes 106-266.8, subsection (10), relating to the time required before producer price changes become effective, with a favorable report.

H. B. 1353, a bill to appropriate \$5,000.00 for the development of the 500 acre tract donated by the Lake Phelps Farms, Incorporated, to the use of the State Parks Division, with a favorable report.

H. B. 1354, a bill to amend Chapter 152 of the General Statutes, relating to the compensation of the coroner of McDowell County, with a favorable report.

Committee substitute for H. B. 810, a bill to amend Chapter 20 of the General Statutes of North Carolina relating to operation of school buses transporting children, with an unfavorable report.

H. B. 1351, a bill to repeal a part of Chapter 481 of the Session Laws of 1947 relating to the pay of jurors in Craven County, with a favorable report.

H. B. 962, a bill to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System, with an unfavorable report.

H. R. 1271, a joint resolution providing for the appointment of a commission for the purpose of determining the advisability of establishing a State Fairgrounds Planning Authority and of making recommendations to the 1965 General Assembly, with an unfavorable report.

H. B. 1104, a bill to establish the Traffic Code Commission, with a favorable report, as amended.

H. B. 1151, a bill to authorize the use of nontax funds for local development purposes, with a favorable report, as amended.

S. B. 678, a bill to protect borrowers from unauthorized disclosure of information transmitted to his lender in a fiduciary capacity, with a favorable report.

S. B. 679, a bill relating to the compensation of certain deputy sheriffs of Harnett County, with a favorable report.

H. B. 1154, a bill to amend and clarify certain statutes relating to the admission to State institutions of inebriate, mentally ill, and mentally retarded persons, with a favorable report.

H. B. 1299, a bill to require in Forsyth County a permit for the operation of a junk yard where motor vehicles are dismantled and stored, with a favorable report.

H. B. 1357, a bill to permit certain police officers of the city of Durham to issue warrants, with a favorable report.

Committee substitute for H. B. 1202, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties, with an unfavorable report as to substitute House Bill, favorable report as to Senate Committee substitute bill.

Upon motion of Senator Johnson, the rules are suspended and the bill is placed upon the Calendar.

H. B. 1278, a bill to amend Chapter 1176 of the 1961 Session Laws relating to fixing of compensation of the assistants to the sergeants-at-arms of the sergeants-at-arms department of the General Assembly, with an unfavorable report.

H. B. 1261, a bill to amend General Statutes 18-75 relating to the qualifications required of an applicant for a license to sell the beverages enumerated in General Statutes 18-64, with a favorable report.

H. B. 1347, a bill to fix the qualifications of the jury commissioner in Madison County, with a favorable report, as amended.

The bill is placed upon today's Calendar.

H. B. 1302, a bill to amend Chapter 684 of the Session Laws of 1963 relating to appropriations to provide capital improvements for State institutions, agencies and departments, with a favorable report.

H. R. 1341, a joint resolution providing for the election of Gordon Gray as an honorary lifetime member of the board of trustees of the University of North Carolina, with a favorable report.

H. R. 1342, a joint resolution providing for the election of Frank Porter Graham as an honorary lifetime member of the board of trustees of the University of North Carolina, with a favorable report.

H. B. 1315, a bill to increase the limits upon judgments in which attorneys' fees may be taxed as part of the court costs, with a favorable report.

H. B. 1291, a bill to amend General Statutes 20-64 authorizing transfer of registration plates between corporations and their wholly owned subsidiaries, with a favorable report.

H. B. 1358, a bill to amend Chapter 1227, Session Laws of 1953, relating to the fixing of salaries of county officers and employees in Surry County, with a favorable report.

H. B. 1333, a bill to amend General Statutes 7-51 with regard to oaths of emergency justices and judges, with a favorable report.

H. B. 1247, a bill to amend General Statutes 2-13 so as to prescribe certain powers of deputy clerks of the Superior Court, with a favorable report.

H. B. 1097, a bill to amend Article II of the Constitution so as to safeguard the funds of the Law Enforcement Officers' Benefit and Retirement Fund, with an unfavorable report.

H. B. 1338, a bill to fix the compensation of the chairman of the board of county commissioners of Buncombe County, with a favorable report.

H. B. 1190, a bill to amend General Statutes 20-16, General Statutes 20-143 and General Statutes 20-217 relating to school buses to make the same applicable to school activity buses, with an unfavorable report.

H. R. 1239, a joint resolution requesting the Board of Trustees of the Teachers' and State Employees' Retirement System to make a study of the feasibility of providing retirement benefits for members of the General Assembly, with an unfavorable report.

H. B. 1359, a bill to extend the jurisdiction of the police officers of the town of Dobson in Surry County, with a favorable report.

H. B. 1360, a bill to amend Chapter 893, Session Laws of 1959, relating to the compensation of certain officials of McDowell County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Yow: S. B. 680, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Wilmington.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Yow and Hanes: S. R. 681, a Senate resolution directing the Legislative Council to make a study of the corporate tax structure of other states.

Referred to Committee on Calendar.

By Senator Scott: S. B. 682, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Burlington.

Upon motion of Senator Scott, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Aydlett: S. B. 683, a bill to validate instruments bearing rubber stamp signature of Ralph E. Saunders, Clerk of Superior Court of Currituck County.

Upon motion of Senator Aydlett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Walton: S. B. 684, a bill for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a state highway and public works commission truck.

Upon motion of Senator Walton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator James: S. B. 685, a bill to require the governing body of the town of Rockingham to zone a certain area for business purposes within the town of Rockingham.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 419, a bill to amend General Statutes 105-296.1 so as to increase the payment to counties in which state owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold, for concurrence in the House amendment.

Upon motion of Senator James, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 460, a bill authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties, for concurrence in the House amendment.

Upon motion of Senator Yow, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court, for concurrence in the House amendment.

Upon motion of Senator Jolly, the Senate fails to concur in the House amendment.

H. B. 1165, a bill to appropriate certain funds relating to scholarships for medical technicians.

The bill is placed upon the Calendar.

S. B. 491, a bill to amend General Statutes 106-516.1, relating to carnivals and similar amusements operating without a permit, for concurrence in the House amendment.

Upon motion of Senator Walton, the Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 494, a bill to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment, for concurrence in the House amendment.

Upon motion of Senator Aydlett, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1362, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Shelby.

Upon motion of Senator Morgan of Cleveland, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1352, a bill to amend Chapter 1086 of the Session Laws of 1961 relating to a law library in Pender County.

Referred to Committee on Calendar.

H. B. 1364, a bill to amend General Statutes 87-43 relating to licensing of electrical contractors.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1370, a bill relating to the salaries of certain officials of Franklin County.

Referred to Committee on Calendar.

S. B. 455, a bill to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband, for concurrence in the House amendment.

Upon motion of Senator Crew, the Senate concurs in the House amendment and the bill is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Friday, June 21, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 1080, "A bill to be entitled an act to revise and consolidate the charter of the city of Rockingham,



Richmond County", to the end that when a similar action has been taken on the part of the Senate, we may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Friday, June 21, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 359, "A bill to be entitled an act to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court", to the end that when a similar action has been taken on the part of the Senate, we may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

HOUSE OF REPRESENTATIVES,  
Thursday, June 20, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 537, "a bill to be entitled an act concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct", and requests Conferees. Mr. Speaker Blue has appointed Representatives Dolley, Crawford and Vaughn on the part of the House to confer with a like Committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as Conferees on the part of the Senate, Senators Garriss, Horton and Gurganus and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1254, a bill to amend Chapter 57 of the Private Laws of North Carolina, 1919, relating to taxation and the compensation of municipal officials, (in the town of Waxhaw, Union County), upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Brantley, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, Whitley, Williams, Yates, Yow—40.

The bill is ordered enrolled.

H. B. 1268, a bill to amend Article 36 of Chapter 160 of the General Statutes as it relates to Carteret County, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Brantley, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, Whitley, Williams, Yates, Yow—40.

H. B. 1084, a bill to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such governing bodies may require the installation of certain street improvements and facilities as a condition to approval of such subdivision maps (applicable to city of Durham only).

Passes its second and third readings and is ordered enrolled.

H. B. 1349, a bill to amend Chapter 1281, Session Laws of 1957, relating to the charter of the city of New Bern.

Passes its second and third readings and is ordered enrolled.

H. B. 1350, a bill to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from highways in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 1347, a bill to fix the qualifications of the jury commissioner in Madison County.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 908, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to the maximum rate of annual assessment by watershed improvement districts, upon third reading.

The bill passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

The bill is ordered enrolled.

H. B. 1047, a bill to amend Article 2 of Chapter 139 of the General Statutes relating to fiscal powers and procedures of watershed improvement districts, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Williams, Yates, Yow—40.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

Committee substitute for S. B. 354, a bill to make technical revisions in the Revenue Act, for concurrence in the House material amendments.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 462, a bill to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina, upon second reading.

The bill passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—40.

H. B. 1275, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially in promotion of farm soil and water conservation work, upon second reading.

The amendment offered by the Committee, held not to be material, is adopted.

The bill, as amended, passes its second reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Saunders, Scott, Seay, Shelton, Simmons, Snow, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—40.

House Committee substitute for S. B. 371, a bill to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked.

Passes its second and third readings and is ordered enrolled.

S. B. 485, a bill to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly.

The amendment offered by the Committee is adopted.

Senator Shelton offers an amendment which is adopted.

Senator Shelton moves that the bill and its amendments do lie upon the Table.

The motion fails to prevail.

The bill, as amended, passes its second reading.

Upon objection of Senator Crew to its third reading, the bill remains upon the Calendar.

S. B. 667, a bill to amend General Statutes 39-23 so as to relax the bonding provisions of the Bulk Sales Law.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 668, a bill to amend General Statutes 136-96 relating to the withdrawal of dedicated streets.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 669, a bill to amend General Statutes 136-66.3 so as to clarify the authority of municipalities to use the procedures provided by Article 9, Chapter 136 of the General Statutes.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 675, a bill relating to the payment of counsel in reviews of the constitutionality of criminal trials.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 670, a bill to rewrite General Statutes 160-411.5 regulating the investment of municipal funds.

Upon motion of Senator Williams, the bill is laid upon the Table.

H. B. 218, a bill to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent.

Passes its second and third readings and is ordered enrolled.

H. B. 756, a bill to increase the annual appropriation for historic Halifax.

Passes its second and third readings and is ordered enrolled.

H. B. 782, a bill for the relief of Robert R. Thomas, former State Highway Patrolman, for injuries received in the line of duty.

Passes its second and third readings and is ordered enrolled.

H. B. 817, a bill to authorize the Department of Water Resources to cooperate with the Soil Conservation Service and to appropriate funds for a study of the Ahoskie Creek watershed.

Passes its second and third readings and is ordered enrolled.

H. B. 827, a bill to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination.

Passes its second and third readings and is ordered enrolled.

H. B. 857, a bill to reimburse Jerry Welborne Finney for injuries received in a chemical explosion in Jonesville High School, Yadkin County.

Passes its second and third readings and is ordered enrolled.

H. B. 881, a bill for the relief of Paul G. Albergine, State Highway Patrolman, for injuries received in the line of duty.

Passes its second and third readings and is ordered enrolled.

H. B. 919, a bill to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County.

Passes its second and third readings and is ordered enrolled.

H. B. 967, a bill to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1093, a bill to amend Article 9A of Chapter 66 of the General Statutes relating to private detectives.

Passes its second and third readings and is ordered enrolled.

H. B. 1123, a bill to amend General Statutes 136-18(3) to provide that the provisions of Article 9, Chapter 136, instead of Chapter 40, be used in condemnation proceedings to acquire easements to material deposits.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1125, a bill to amend Article 9 of Chapter 136 as the same relates to condemnation.

Passes its second and third readings and is ordered enrolled.

H. B. 1171, a bill to amend General Statutes 45-21.44 relating to the validation of certain foreclosure sales.

Passes its second and third readings and is ordered enrolled.

Senator Committee substitute for H. B. 1202, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate substitute bill.

H. B. 1208, a bill to amend Article 19 of Chapter 116 of the General Statutes for the purpose of authorizing Asheville-Biltmore College, Charlotte College and Wilmington College to issue revenue bonds for student housing to the same extent as available to other institutions of higher learning.

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORTS

Senator Morgan of Harnett, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 359, a bill to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned conferees appointed to consider and resolve the differences arising between the two bodies on H. B. 359, a bill entitled an act to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the Superior Court, beg leave to report that they have agreed as follows:

(1) That the House recede from its disagreement to the amendment of the Senate numbered 1 and agree to the same.

Respectfully submitted,  
H. P. TAYLOR, JR.,  
E. L. HICKS,  
*Conferees on the part of the  
House of Representatives.*

ROBERT B. MORGAN,  
*Conferee on the part of the Senate.*

Upon motion of Senator Morgan of Harnett, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Senator Stikeleather, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on S. B. 116, a bill to amend Chapters 56, 60, and 62 of the General Statutes by rewriting said chapters into a single Public Utilities Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The undersigned conferees appointed on Committee substitute for S. B. 116, a bill to be entitled an act to amend Chapters 56, 60, and 62 of the General Statutes by rewriting said chapters into a single Public Utilities Chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities, beg leave to report that they have agreed as follows:

1. That the House recede from the first portion of House Amendment No. 1 which struck out the words "when available" on line 1, page 17.

2. That the second portion of House Amendment No. 1 be rewritten to read as follows: by adding at the end of Sec. 62-20 on page 17 of said Committee substitute the following: "In the performance of the duties set forth in this section the Attorney General shall have the right to employ additional attorneys, expert witnesses and office and clerical help and to incur expenses in connection therewith, and the compensation and expenses therefor shall be paid from the Contingency and Emergency Fund. The Commission shall furnish the Attorney General with copies of all applications, petitions and pleadings filed with it by public utilities doing business in this State or by any other persons in matters affecting the duties under this section."

3. That the House recede from House Amendment No. 2 which amended Section 62-33 on line 4 of page 20 of the bill.

4. That the House recede from House Amendment No. 3 which rewrote Section (b) of Section 62-135 beginning on line 10, page 66 of said bill.

5. That the House recede from House Amendment No. 4 which deleted Section 62-320 of the bill.

6. That the Senate concur in House Amendment No. 5 which amended Section 62-110 on page 53 of the bill.

7. That the House recede from House Amendment No. 6 which amended lines 5, 7, 8, 10, 11 and 13 on page 10 of the bill.

Respectfully submitted,  
 JAMES G. STIKELEATHER,  
 W. FRANK FORSYTH,  
 L. B. HOLLOWELL,  
 THOMAS J. WHITE,  
 CICERO P. YOW,  
*Conferees on the part of the Senate.*

SNEED HIGH,  
 CARL V. VENTERS,  
 HUGH S. JOHNSON, JR.,  
 GEORGE R. UZZELL,  
 WILLIAM R. POPE,  
*Conferees on the part of the  
 House of Representatives.*

Upon motion of Senator Stikeleather, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action, and when they have adopted a similar report we will order the bill enrolled.

Senator James, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on H. B. 1080, a bill to revise and consolidate the charter of the city of Rockingham, Richmond County, begs leave to report that they have agreed as follows:

1. That the Senate recede from its position on Senate added Section 7½ to H. B. 1080.
2. That the Senate agree to pass and ratify H. B. 1080 as the same was received by the Senate from the House.

Respectfully submitted,  
 THOMAS B. HUNTER,  
 MARK W. BENNETT,  
 HUGH S. JOHNSON, JR.,  
*Conferees on the part of the  
 House of Representatives.*

W. D. JAMES,  
 C. L. PROPST, JR.,  
 LE ROY SIMMONS,  
*Conferees on the part of the Senate.*

Upon motion of Senator Simmons, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
Friday, June 21, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the conferees on Committee substitute for S. B. 116, "a bill to be entitled an act to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the Utilities Commission and to public utilities", to the end that when a similar action has been taken on the part of the Senate, you may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The bill is ordered enrolled.

Upon motion of Senator Humber, the Senate adjourns to meet tomorrow morning at 9:30 o'clock, at which time only Public Local bills will be considered, and adjournment will be until Monday evening at 8:00 o'clock.

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ONE HUNDRED EIGHTEENTH DAY

SENATE CHAMBER,  
Saturday, June 22, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone, and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator Hatcher to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Morgan of Harnett: S. B. 686, a bill to amend Chapter 1210 of the 1961 Session Laws relating to the Civil Jurisdiction of the Harnett County Recorder's Court and the salary of the judge of the Harnett County Recorder's Court; to amend Chapter 1051 of the 1959 Session Laws relating to the jurors of the Harnett County Recorder's Court; to amend Chapter 520 of the 1959 Session Laws relating to the power of the county commissioners to set certain fees.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.



Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Morgan of Harnett: S. B. 687, a bill to amend Chapter 463 of the 1959 Session Laws relating to the appointment of assistant coroners in the absence of the coroner; and to amend Chapter 998 of the 1959 Session Laws relating to the salaries of certain officials in Harnett County; and to provide for the appointment of an assistant to the district solicitor serving Harnett County.

Upon motion of Senator Morgan of Harnett, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

Upon motion of Senator Morgan of Harnett, the Senate adjourns to meet Monday evening at 8:00 o'clock.

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### ONE HUNDRED NINETEENTH DAY

SENATE CHAMBER,  
Monday, June 24, 1963.

The Senate meets pursuant to adjournment, and in the absence of the President of the Senate T. Clarence Stone, and President pro tempore Ralph H. Scott, the Principal Clerk S. Ray Byerly calls Senator White to the Chair, who calls the Senate to order and presides during the Session.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Garriss for the Committee on Journal announces that he has examined the Journal of Saturday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Martin, H. B. 525, a bill to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County, is taken from the Committee on Local Government and placed upon today's Calendar.

Upon motion of Senator Mills, H. B. 1278, a bill to amend Chapter 1176 of the 1961 Session Laws relating to fixing of compensation of the assistants of the Sergeant-at-Arms Department of the General Assembly, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Yow, H. R. 1239, a resolution requesting the Board of Trustees of the Teachers' and State Employees' Retirement System to make a study of the feasibility of providing retirement benefits for members of the General Assembly, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Yow, H. B. 1198, a bill to provide that the House of Representatives and Senate shall meet biennially on the second Wednesday after the first Monday in January, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, S. B. 465, a bill to extend the authority for appointment of special judges of the Superior Court, the vote by which the Senate failed to concur in House amendment is reconsidered, and upon his motion the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator White, H. B. 1364, a bill to amend General Statutes 87-43 relating to licensing of electrical contractors, is recalled from the Enrolling Office and the vote by which it passed its third reading is reconsidered and the bill is re-referred to Committee on Calendar.

Upon motion of Senator Aydlett, S. B. 467, a bill to amend General Statutes 143-283.10 relating to allocations from Contingency and Emergency Fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

The President appoints as Conferees on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives on S. B. 6, "a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate", Senators Williams, Shelton, Yow, Harrington, Walton, Currie and Humber, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### ENROLLED BILLS

Senator Hollowell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 510, a joint resolution authorizing the appointment of a commission to study all matters relating to the recreation use of streams and of all other bodies of water in or bordering North Carolina and to submit a report to the 1965 General Assembly.

S. R. 532, a joint resolution honoring the memory of Rush H. Kress.

S. B. 170, an act to make a grant-in-aid of \$3,500.00 to commemorate the part played by North Carolinians in the Battle of Gettysburg.

S. B. 208, an act to appropriate funds for the treatment of children suffering from cystic fibrosis and other errors of metabolism.

S. B. 364, an act rewriting General Statutes 95-48 and General Statutes 95-49 to provide for adequate and sanitary toilet facilities in manufacturing and other business establishments.

S. B. 371, an act to amend General Statutes 20-16 and General Statutes 20-19 to authorize the Department of Motor Vehicles to issue restricted driving permits to persons who have had their drivers license suspended or revoked.

S. B. 396, an act to establish in North Carolina a school for professional training in music and other performing arts for the southern region.

S. B. 379, an act appropriating funds for the development and maintenance of the President James K. Polk Birthplace.

S. B. 408, an act to provide for the regulation of insurance premium financing, providing for the licensing of insurance premium finance companies, providing for insurance premium finance charges, rules, regulations, administrative hearings and penalties.

S. B. 414, an act to clarify the powers of the State Board of Alcoholic Control and the local boards of alcoholic control with reference to the prices of alcoholic beverages.

S. B. 419, an act to amend General Statutes 105-296.1 so as to increase the payment to counties in which State-owned timber lands are situated from ten per cent (10%) to twenty per cent (20%) upon sales of timber products sold.

S. B. 422, an act to authorize the Insurance Commissioner to issue rules, instructions and regulations for the supervision, regulation and operation of savings and loan associations.

S. B. 423, an act to provide an appropriation of \$750,000 for the establishment of a program of medical assistance for the aged and others in North Carolina.

S. B. 441, an act to rewrite Section 95-88 of the General Statutes so as to exclude from the enumeration of persons employed in establishments those persons who are engaged in exempt employment as defined by the Minimum Wage Act.

S. B. 460, an act authorizing boards of county commissioners of the several counties of the State to create bird sanctuaries within the territorial limits of the counties.

S. B. 462, an act authorizing and regulating joint action by insurers in insuring persons 65 years of age and over and their spouses against financial loss resulting from accident and sickness.

S. B. 468, an act to provide a supplemental appropriation to the State Board of Education for high school textbooks and to enable the board to reduce rental fees.

S. B. 491, an act to amend General Statutes 106-516.1, relating to carnivals and similar amusements operating without a permit.

S. B. 502, an act to authorize the erection of an appropriate memorial upon the lands of the cliffs of the Neuse State Park honoring the Whitfield heirs for their part in the establishment of said park.

S. B. 494, an act to authorize municipalities and counties to acquire, through purchase, condemnation, or otherwise, interests in real property for the purpose of preserving open spaces and areas for public use and enjoyment.

S. B. 506, an act relating to the appointment of a deputy secretary of the local government commission.

S. B. 508, an act to give parents of a child legitimated under the law all legal privileges and parental rights as if such child had been born in lawful wedlock.

S. B. 531, an act to amend General Statutes 1-38 relating to possession of real property under color of title.

S. B. 545, an act to strengthen the retirement benefits of the State Highway Patrol and other law enforcement officers employed by the State of North Carolina.

S. B. 557, an act to amend General Statutes 105-164.14 so as to clarify the requirement that the Commissioner of Revenue make refunds of sales and use taxes to hospitals and medical accommodations operated by an authority created under the Hospital Authorities Law.

S. B. 562, an act to repeal Section 106-235 of the General Statutes relative to licenses to sell oleomargarine.

S. B. 567, an act to appropriate \$18,500.00 to the Department of Conservation and Development for the use of the division of State parks in establishing and maintaining Weymouth Wood-Sandhills Nature Preserve at Southern Pines in Moore County.

S. B. 655, an act to amend Chapter 690 of the Session Laws of 1963 relating to the charter of the town of Bunn in Franklin County.

S. B. 677, an act to amend Article 5, Chapter 115 of the General Statutes, to provide for election of the board of education of Burke County.

S. B. 680, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Wilmington.

S. B. 682, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Burlington.

S. B. 683, an act to validate instruments bearing rubber stamp signature of Ralph E. Saunders, clerk of superior court of Currituck County.

H. B. 218, an act to appropriate additional funds to the State Board of Public Welfare to enable the State to provide adequate hospitalization for recipients of public assistance and for the medically indigent.

H. B. 359, an act to amend General Statutes 1-494 so as to permit restraining orders and injunctions to be made returnable before special judges of the superior court.

H. B. 539, an act to amend General Statutes 58-248.8, as same relates to distinguishing of rates between safe and nonsafe drivers.

H. B. 756, an act to increase the annual appropriation for historic Halifax.

H. B. 782, an act for the relief of Robert R. Thomas, former State Highway Patrolman, for injuries received in the line of duty.

H. B. 817, an act to authorize the Department of Water Resources to cooperate with the soil conservation service and to appropriate funds for a study of the Ahsokie Creek watershed.

H. B. 827, an act to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused by nuclear reaction or nuclear radiation or radioactive contamination.

H. B. 857, an act to reimburse Jerry Welborne Finney for injuries received in a chemical explosion in Jonesville High School, Yadkin County.

H. B. 881, an act for the relief of Paul G. Albergine, State Highway Patrolman, for injuries received in the line of duty.

H. B. 908, an act to amend Article 2 of Chapter 139 of the General Statutes relating to the maximum rate of annual assessment by watershed improvement districts.

H. B. 919, an act to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County.

H. B. 1084, an act to amend Chapter 369 of the Session Laws of 1949 relating to authorization of governing body of cities and incorporated towns to regulate and require minimum standards and specifications for subdivisions of real property, and for other purposes, by providing that such governing bodies may require the installation of certain street improvements and facilities as a condition to approval of such subdivision maps applicable to city of Durham only.

H. B. 1093, an act to amend Article 9A of Chapter 66 of the General Statutes relating to private detectives.

H. B. 1123, an act to amend General Statutes 136-18 (3) to provide that the provisions of Article 9, Chapter 136, instead of Chapter 40, be used in condemnation proceedings to acquire easements to material deposits.

H. B. 1125, an act to amend Article 9 of Chapter 136 as the same relates to condemnation.

H. B. 1171, an act to amend General Statutes 45-21.44 relating to the validation of certain foreclosure sales.

H. B. 1208, an act to amend Article 19 of Chapter 116 of the General Statutes for the purpose of authorizing Asheville-Biltmore College, Charlotte College and Wilmington College to issue revenue bonds for student housing to the same extent as available to other institutions of higher learning.

H. B. 1254, an act to amend Chapter 57, Private Laws of North Carolina, 1919, relating to taxation and the compensation of municipal officials in the town of Waxhaw, Union County.

H. B. 1331, an act to amend Chapter 123, Session Laws of 1951, relating to municipal elections in the town of Dunn.

H. B. 1347, an act to fix the qualifications of the jury commissioner in Madison County.

H. B. 1349, an act to amend Chapter 1281, Session Laws of 1957, relating to the charter of the city of New Bern.

H. B. 1350, an act to amend Chapter 603 of the Session Laws of 1957 relating to the taking of game from highways in Craven County.

H. B. 1362, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Shelby.

S. B. 116, an act to amend Chapters 56, 60 and 62 of the General Statutes by rewriting said chapters into a single public utilities chapter, including changes and amendments in the laws relating to the organization and administration of the utilities commission and to public utilities.

S. B. 182, an act to create a State Department of Mental Health; to prescribe the powers and duties thereof; and, to provide for the transfer to said department of the powers and duties of the State Hospitals Board of Control, and the powers and duties of the State Board of Health over the operation of mental health clinics, and the authority of the State Board of Public Welfare over the licensing of private mental hospitals and institutions.

S. B. 228, an act to enact the Interstate Vehicle Equipment Safety Compact.

H. B. 712, an act to amend Subchapter V of Chapter 54 of the General Statutes relating to cooperative organizations.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

H. B. 1370, a bill relating to the salaries of certain officials of Franklin County, with a favorable report.

Upon motion of Senator Jolly, the bill is placed upon today's Calendar.

S. B. 275, a bill to amend Section 8-19 of the General Statutes of North Carolina pertaining to the survey and registration of a plat of contiguous boundaries of land, with an unfavorable report.

S. B. 434, a bill to require that sales of timber from the Sandhills Wildlife Refuge, in Richmond, Scotland and Moore Counties, shall be made upon sealed bids, with an unfavorable report.

Committee substitute for H. B. 74, a bill to amend the public school laws relating to compulsory school attendance, with a favorable report.

S. B. 209, a bill to repeal General Statutes 44-57 and General Statutes 44-58 pertaining to commissions and interest upon money advancements by credit associations, and other lenders, with an unfavorable report.

S. B. 267, a bill to change the interest and discount rate charged by an agricultural credit corporation or association from eight per centum (8%) per annum to six per centum (6%) per annum, with an unfavorable report.

Committee substitute for H. B. 929, a bill to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the board of conservation and development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds, with a favorable report, as amended.

H. B. 1316, a bill to amend General Statutes 130-128 so as to authorize a sanitary district to contract with private persons and corporations as well as political subdivisions for treatment of the district's sewage in a sewage disposal plant, with a favorable report.

H. B. 1317, a bill to amend General Statutes 55-72 relating to corporations, with a favorable report.

S. B. 574, a bill relating to punishment for violation of the revenue laws, with an unfavorable report as to bill, favorable report as to Committee substitute bill.

Upon motion of Senator Yow, the bill is placed upon today's Calendar.

S. R. 681, a Senate resolution directing the Legislative Council to make a study of the corporate tax structure of other states, with a favorable report.

H. B. 1352, a bill to amend Chapter 1086 of the Session Laws of 1961 relating to a law library in Pender County, with an unfavorable report.

S. R. 662, a joint resolution directing the Legislative Council to make a study of marketing practices in the baking industry in North Carolina, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Hatcher, Snow, Kirby and Forsyth: S. R. 688, a Senate resolution expressing appreciation to Duma Bledsoe, Legislative Building Postmaster, for the efficient and effective services provided to the members of the General Assembly.

Upon motion of Senator Hatcher, the resolution is taken up for immediate consideration and unanimously adopted.

By Senator Humber: S. B. 689, a bill to amend Chapter 593 of the Session Laws of 1951 relating to the powers and duties of the Tar River Port Commission.

Upon motion of Senator Humber, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Crew: S. B. 690, a bill to validate the acts of Rufus Britton, a justice of the peace in Halifax County, between December 6, 1961 and June 21, 1963.

Upon motion of Senator Crew, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Yow: S. B. 691, a bill to authorize the issuance of warrants by certain deputy sheriffs of the county of New Hanover.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Yow: S. B. 692, a bill to authorize the issuance of warrants by certain law enforcement officers of the town of Carolina Beach.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Yow: S. B. 693, a bill to authorize the issuance of warrants by certain law enforcement officers of the town of Wrightsville Beach.

Upon motion of Senator Yow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates and Yow: S. R. 694, a Senate resolution expressing appreciation for the services of certain Senate officers and employees.

Upon motion of Senator Mills, the resolution is taken up for immediate consideration and unanimously adopted.

By Senator Snow: S. B. 695, a bill to permit certain police officers of the town of Mount Airy to issue warrants.

Upon motion of Senator Snow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator Crew: S. B. 696, a bill to amend the Constitution of North Carolina so as to create and automatically apportion ten additional Senatorial offices to the ten most populous Senatorial Districts and to regulate the establishment and apportionment of Senatorial Districts and offices by law; to prescribe a general election on Constitutional amendments in September, 1963, and to amend Article 1 of Chapter 120 of the General Statutes in keeping with the Constitutional amendments.

Referred to Committee on Calendar.

By Senators Currie, Morgan of Cleveland, Clark, Stikeleather, Saunders, MacLean and Belk: S. B. 697, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Calendar.

By Senator White: S. R. 698, a joint resolution requesting the Advisory Budget Commission to make recommendations to the 1965 Session of the General Assembly for the establishment of a State policy with respect to appropriations for grants-in-aid.

Upon motion of Senator White, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

By Senator White: S. B. 699, a bill authorizing the payment of the expenses of the State Legislative Council from the contingency and emergency fund.

Referred to Committee on Calendar.

By Senator Clark: S. R. 700, a Senate resolution directing the State Legislative Council to make a study of State tax forms.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 569, a bill to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity, for concurrence in the House amendments.

Upon motion of Senator Martin, the Senate concurs in the House amendments and the bill is ordered enrolled.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain non-profit corporations or associations at private sale, for concurrence in the House amendment.

Upon motion of Senator Currie, the bill is placed upon the Calendar for Thursday, June 25, 1963.

House Committee substitute for Senate Committee substitute for S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code.

Referred to Committee on Calendar.

S. B. 606, a bill to declare ownership of coastal bottoms, lying between the low tide mark and the three mile limit offshore, and all unclaimed derelicts thereon, to be in the State, and to establish procedures for securing rights to conduct salvage operations of abandoned derelicts, for concurrence in the House amendment.

Upon motion of Senator Yow, the Senate fails to concur in the House amendment.

H. B. 652, a bill relating to the ad valorem tax assessment of farm products held by processors for processing.

Referred to Committee on Calendar.

H. B. 1356, a bill to amend General Statutes 58-39 (5) so as to require insurance companies to acknowledge claims.

Referred to Committee on Calendar.

H. B. 57, a bill to validate the application of the city of Kinston for a certain gasoline tax which application was inadvertently filed too late.

Referred to Committee on Calendar.



Senator Committee substitute for H. B. 1202, a bill to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties, for concurrence in the House amendment.

Upon motion of Senator Johnson, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. R. 1366, a joint resolution to provide for the appointment of a special commission for the purpose of making a study of the State's tax structure as the same may relate to the State's economic development and to direct said commission to report its findings and recommendations to the Governor and Advisory Budget Commission and to the General Assembly of 1965.

Referred to Committee on Calendar.

H. B. 1371, a bill relating to court costs in the mayor's court of the town of Littleton in Warren and Halifax Counties.

Referred to Committee on Calendar.

H. B. 1372, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Laurinburg in Scotland County.

Upon motion of Senator Garriss, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1373, a bill to authorize the issuance of warrants by certain law enforcement officers of Scotland County.

Referred to Committee on Calendar.

H. B. 1375, a bill to amend General Statutes 160-122 relating to county electrical inspectors in Caswell County.

Upon motion of Senator Walton, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1378, a bill to amend Chapter 60 of the General Statutes so as to include auction companies and to enable them to apply to the Governor to commission special police to act for them.

Referred to Committee on Calendar.

H. B. 1379, a bill to validate marriage ceremonies performed by Reverend C. H. Martin of Anson County.

Referred to Committee on Calendar.

H. B. 1380, a bill to extend until October 1, 1963, the time within which certain firemen may become members of the North Carolina Firemen's Pension Fund.

Referred to Committee on Calendar.

H. B. 1381, a bill to amend General Statutes 20-279.15 relating to the Motor Vehicle Safety and Financial Responsibility Act.

Referred to Committee on Calendar.

H. B. 1382, a bill to authorize the issuance of warrants by certain law enforcement officers of the municipalities in New Hanover County.

Referred to Committee on Calendar.

H. B. 1383, a bill to authorize the issuance of warrants by certain law enforcement officers of the county of New Hanover.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,  
Monday, June 24, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body requesting the return for further consideration by the House of Representatives of H. B. 1364, "a bill to be entitled an act to amend General Statutes 87-43 relating to licensing of electrical contractors".

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Jordan, the bill is returned to the House of Representatives.

HOUSE OF REPRESENTATIVES,  
Friday, June 21, 1963.

*Mr. President:*

Pursuant to your request, we are returning H. B. 895, "a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina", for further consideration by your Honorable Body.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Upon motion of Senator Brantley, the vote by which the bill passes its third reading is reconsidered, and the bill is placed upon the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 895, a bill to appoint justices of the peace for the several counties of North Carolina.

Upon motion of Senator Brantley, the vote by which his amendment was adopted is reconsidered and withdrawn.

Senator Brantley offers an amendment which is adopted.

Senator James offers an amendment which is adopted.

The bill, as amended, passes its third reading and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 1268, a bill to amend Article 36 of Chapter 160 of the General Statutes as it relates to Carteret County, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—45.

The bill is ordered enrolled.

H. B. 525, a bill to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County, upon second reading.

Senator Martin offers an amendment, held not to be material, which is adopted.

The bill passes its second reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yow—45.

S. B. 679, a bill relating to the compensation of certain deputy sheriffs of Harnett County.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1299, a bill to require in Forsyth County a permit for the operation of a junk yard where motor vehicles are dismantled and stored.

Passes its second and third readings and is ordered enrolled.

H. B. 1338, a bill to fix the compensation of the chairman of the board of county commissioners of Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1351, a bill to repeal a part of Chapter 481 of the Session Laws of 1947 relating to the pay of jurors in Craven County.

Passes its second and third readings and is ordered enrolled.

H. B. 1354, a bill to amend Chapter 152 of the General Statutes, relating to the compensation of the coroner of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1357, a bill to permit certain police officers of the city of Durham to issue warrants.

Passes its second and third readings and is ordered enrolled.

H. B. 1358, a bill to amend Chapter 1227, Session Laws of 1953, relating to the fixing of salaries of county officers and employees in Surry County.

Upon motion of Senator Snow, the bill is re-referred to the Committee on Calendar.

H. B. 1359, a bill to extend the jurisdiction of the police officers of the town of Dobson in Surry County.

Passes its second and third readings and is ordered enrolled.

H. B. 1360, a bill to amend Chapter 893, Session Laws of 1959, relating to the compensation of certain officials of McDowell County.

Passes its second and third readings and is ordered enrolled.

H. B. 1370, a bill relating to the salaries of certain officials of Franklin County.

Passes its second and third readings and is ordered enrolled.

Committee substitute for S. B. 354, a bill to make technical revisions in the Revenue Act, for concurrence in the House material amendments.

The substitute bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long,

MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Snow, Stikeleather, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 462, a bill to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina, upon third reading.

The bill passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered enrolled.

H. B. 1275, a bill to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially in promotion of farm soil and water conservation work, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 45, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Horton, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, Walton, White, Whitley, Williams, Yates, Yow—45.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. B. 574, a bill relating to punishment for violation of the revenue laws.

The substitute bill offered by the Committee is adopted.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. R. 663, a joint resolution relating to the question of whether automatic electric voting machines shall be used in the General Assembly.

The resolution, as amended, passes its third reading and is ordered sent to the House of Representatives, by special messenger.

S. R. 672, a resolution authorizing the appointment of a commission to study the problems relating to illegitimacy and to submit a report to the Governor and the 1965 General Assembly.

Passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 676, a bill to amend General Statutes 106-266.8, subsection (10), relating to the time required before producer price changes become effective.

Passes its second and third readings and is ordered sent to the House of Representatives, by special messenger.

S. B. 678, a bill to protect borrowers from unauthorized disclosure of information transmitted to his lender in a fiduciary capacity.

Passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

Upon motion of Senator Forsyth, the vote by which the bill passed its third reading is reconsidered, and the bill is re-referred to the Committee on Calendar.

H. B. 1104, a bill to establish the Traffic Code Commission.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1151, a bill to authorize the use of non-tax funds for local development purposes.

The amendment offered by the Committee is adopted.

Senator Strong offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendments.

H. B. 1165, a bill to appropriate certain funds relating to scholarships for medical technicians.

Passes its second and third readings and is ordered enrolled.

H. B. 1247, a bill to amend General Statutes 2-13 so as to prescribe certain powers of deputy clerks of the Superior Court.

Passes its second and third readings and is ordered enrolled.

H. B. 1261, a bill to amend General Statutes 18-75 relating to the qualifications required of an applicant for a license to sell the beverages enumerated in General Statutes 18-64.

Passes its second and third readings and is ordered enrolled.

H. B. 1154, a bill to amend and clarify certain statutes relating to the admission to State institutions of inebriate, mentally ill, and mentally retarded persons.

Senator White offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1291, a bill to amend General Statutes 20-64 authorizing transfer of registration plates between corporations and their wholly owned subsidiaries.

Passes its second and third readings and is ordered enrolled.

Committee substitute for H. B. 1298, a bill to repeal General Statutes 105-37.1 which imposes a tax on certain forms of entertainment or amusement not otherwise subject to a State license tax.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1302, a bill to amend Chapter 684 of the Session Laws of 1963 relating to appropriations to provide capital improvements for State institutions, agencies and departments.

Passes its second and third readings and is ordered enrolled.

H. B. 1315, a bill to increase the limits upon judgments in which attorneys' fees may be taxed as part of the court costs.

Passes its second and third readings and is ordered enrolled.

H. B. 1333, a bill to amend General Statutes 7-51 with regard to oaths of emergency justices and judges.

Passes its second and third readings and is ordered enrolled.

H. B. 1337, a bill to amend General Statutes 90-191, pertaining to podiatrists, in order to require that applicants for examination for a license to practice podiatry shall have two years of college or university instruction as a prerequisite for application, and to further provide that wherever the word "chiropody" appears in Article 12 of Chapter 19, that the word "podiatry" shall be substituted therefor.

Passes its second and third readings and is ordered enrolled.

H. R. 1341, a joint resolution providing for the election of Gordon Gray as an honorary lifetime member of the board of trustees of the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. R. 1342, a joint resolution providing for the election of Frank Porter Graham as an honorary lifetime member of the board of trustees of the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1353, a bill to appropriate \$5,000.00 for the development of the 500-acre tract donated by the Lake Phelps Farms, Incorporated, to the use of the State Parks Division.

Passes its second and third readings and is ordered enrolled.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 10:30 A. M.

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## ONE HUNDRED TWENTIETH DAY

SENATE CHAMBER,  
Tuesday, June 25, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland, for the Committee on Journal, announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

The President appoints as Conferees on the part of the Senate to act with a like Committee appointed by the Speaker of the House of Representatives on H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months absence, Senators White, Jolly and Williams, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Yow, H. B. 889, a bill to provide for the adoption of certain children born out of wedlock, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Yow, H. B. 890, a bill to protect children born out of wedlock, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Yow, H. B. 1074, a bill amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. B. 699, a bill authorizing the payment of the expenses of the State Legislative Council from the Contingency and Emergency Fund, with a favorable report.

S. R. 700, a Senate resolution directing the State Legislative Council to make a study of State tax forms, with an unfavorable report.

House Committee substitute for Senate Committee substitute for S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code, with an unfavorable report.

Upon motion of Senator Yow, the resolution is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

H. R. 1366, a joint resolution to provide for the appointment of a special commission for the purpose of making a study of the State's Tax Structure as the same may relate to the State's Economic Development and to direct said commission to report its findings and recommendations to the Governor and Advisory Budget Commission and to the General Assembly of 1965, with an unfavorable report.

H. B. 1380, a bill to extend until October 1, 1963, the time within which certain firemen may become members of the North Carolina Firemen's Pension Fund, with an unfavorable report.

H. B. 1198, a bill to provide that the House of Representatives and Senate shall meet biennially on the second Wednesday after the first Monday in January, with an unfavorable report.

H. R. 1239, a joint resolution requesting the board of trustees of the Teachers' and State Employees' Retirement System to make a study of the feasibility of providing retirement benefits for members of the General Assembly, with an unfavorable report.

H. B. 1381, a bill to amend General Statutes 20-279.15 relating to the Motor Vehicle Safety and Financial Responsibility Act, with a favorable report.

H. B. 1278, a bill to amend Chapter 1176 of the 1961 Session Laws relating to fixing of compensation of the assistants to the sergeants-at-arms of the Sergeants-at-Arms Department of the General Assembly, with an unfavorable report.

S. B. 467, a bill to amend General Statutes 143-283.10 relating to allocations from Contingency and Emergency Fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein, with a favorable report.

H. B. 1358, a bill to amend Chapter 1227, Session Laws of 1953, relating to the fixing of salaries of county officers and employees in Surry County, with a favorable report.

Upon motion of Senator Snow, the bill is re-referred to the Committee on Calendar.

H. B. 652, a bill relating to the ad valorem tax assessment of farm products held by processors for processing, with an unfavorable report.

H. B. 1356, a bill to amend General Statutes 58-39(5) so as to require insurance companies to acknowledge claims, with a favorable report.

H. B. 1371, a bill relating to court costs in the mayor's court of the town of Littleton in Warren and Halifax Counties, with a favorable report.

H. B. 1373, a bill to authorize the issuance of warrants by certain law enforcement officers of Scotland County, with a favorable report.

H. B. 1379, a bill to validate marriage ceremonies performed by Reverend C. H. Martin of Anson County, with a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Meares: S. B. 701, a bill to authorize the issuance of warrants by certain law enforcement officers of the cities located in Columbus County.

Upon motion of Senator Meares, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1376, a bill to authorize the issuance of warrants by certain law enforcement officers of Cumberland County.

Referred to Committee on Calendar.

H. B. 1377, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Cumberland County.

Referred to Committee on Calendar.

H. B. 1385, a bill to amend S. B. 637 ratified June 14, 1963, the same being an act authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County.

Upon motion of Senator Brantley, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1369, a bill relating to sale of checks, money orders or other instruments for transmission or payment of money.

Referred to Committee on Calendar.

H. R. 1386, a joint resolution honoring the life and memory of Bennett Hester Perry, former member of the General Assembly.

Upon motion of Senator Martin, the rules are suspended and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.



H. B. 1384, a bill to amend S. B. 137, Chapter 327, Session Laws of 1963.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 525, a bill to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northampton County, upon third reading.

The bill, as amended, passes its third reading by roll call vote, ayes 40, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Eaney, Belk, Brantley, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hatcher, Hollowell, Humber, James, Johnson, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Saunders, Scott, Seay, Shelton, Simmons, Stikeleather, Story, Walton, Warren, White, Whitley, Williams, Yates, Yow—40.

The bill is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

S. R. 681, a Senate resolution directing the Legislative Council to make a study of the corporate tax structure of other states.

The resolution is unanimously adopted.

H. B. 74, a bill to amend the public school laws relating to compulsory school attendance.

Passes its second and third readings and is ordered enrolled.

S. B. 577, a bill amending the urban redevelopment law so as to authorize disposition of property by redevelopment commissions to certain non-profit corporations or associations at private sale, for concurrence in the House amendment.

Upon motion of Senator Currie, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 929, a bill to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds.

The amendment offered by the Committee is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 1316, a bill to amend General Statutes 130-128 so as to authorize a sanitary district to contract with private persons and corporations as well as political subdivisions for treatment of the districts sewage in a sewage disposal plant.

Passes its second and third readings and is ordered enrolled.

H. B. 1317, a bill to amend General Statutes 55-72 relating to corporations.

Passes its second and third readings and is ordered enrolled.

H. B. 1371, a bill relating to court costs in the mayor's court of the town of Littleton in Warren and Halifax Counties.

Passes its second and third readings and is ordered enrolled.

H. B. 1373, a bill to authorize the issuance of warrants by certain law enforcement officers of Scotland County.

Passes its second and third readings and is ordered enrolled.

S. B. 467, a bill to amend General Statutes 143-283.10 relating to allocations from Contingency and Emergency Fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein.

Passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 699, a bill authorizing the payment of the expenses of the State Legislative Council from the Contingency and Emergency Fund.

Passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 1356, a bill to amend General Statutes 58-39(5) so as to require insurance companies to acknowledge claims.

Passes its second and third readings and is ordered enrolled.

H. B. 1379, a bill to validate marriage ceremonies performed by Reverend C. H. Martin of Anson County.

Passes its second and third readings and is ordered enrolled.

H. B. 1381, a bill to amend General Statutes 20-279.15 relating to the Motor Vehicle Safety and Financial Responsibility Act.

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORTS

Senator Gurganus, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 537, a bill concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on H. B. 537, "a bill to be entitled an act concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct", begs leave to report that they have agreed as follows:

1. That the Senate recede from its position to the extent that the name "Gaston" be deleted from the amendment adopted in the Senate on June 18, 1963.

Respectfully submitted,

I. C. CRAWFORD,

STEVE DOLLEY, JR.,

EARL VAUGHAN,

*Conferees on the part of the House  
of Representatives.*

EDGAR J. GURGANUS,

GARLAND S. GARRISS,

HARRY HORTON,

*Conferees on the part of the Senate.*

Upon motion of Senator Gurganus, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Senator Williams, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 866, a bill to increase the penalty for abandonment and nonsupport following a six months absence, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Committee of Conferees on H. B. 866 entitled "a bill to be entitled an act to increase the penalty for abandonment and nonsupport following a six months absence," begs leave to report that they have agreed as follows:

1. That the House and Senate recede from their positions heretofore taken to the extent that said bill be further amended by adding the words "child or" before the word "children" as the same appears in lines five, seven, nine, and ten of the printed bill.

Respectfully submitted,  
STEVE DOLLEY, JR.,  
EUGENE C. BROOKS, III,  
WILLIAM L. OSTEEN,  
M. G. PICKARD,  
*Conferees on the part of the  
House of Representatives.*

STATON P. WILLIAMS,  
W. M. JOLLY,  
THOMAS J. WHITE,  
*Conferees on the part of the Senate.*

Upon motion of Senator Williams, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate recesses to meet this afternoon at 3:00 o'clock.

#### AFTERNOON SESSION

SENATE CHAMBER,  
Tuesday, June 25, 1963.

The Senate meets pursuant to recess, and is called to order by the President of the Senate T. Clarence Stone.

Upon motion of Senator Propst, H. B. 838, a bill to amend Section 130-141 of Chapter 130 of the General Statutes of North Carolina concerning the valuation of property for tax purposes in sanitary districts located in two or more counties, is taken from the unfavorable Calendar and placed on today's Calendar.

Upon motion of Senator Propst, H. B. 839, a bill to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds, is taken from the unfavorable Calendar and placed on today's Calendar.

Upon motion of Senator James, H. B. 1276, a bill to provide for the collection of additional cost by the clerks of court in Richmond County, is taken from the unfavorable Calendar and re-referred to Committee on Calendar.

## ENROLLED BILLS

Senator Hollowell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 650, a joint resolution directing the Legislative Council to make a study of the North Carolina Compulsory Liability Insurance Law.

S. R. 661, a joint resolution commending the Wilmington College upon winning the National College Junior Baseball Championship.

H. R. 1342, a joint resolution providing for the election of Frank Porter Graham as an honorary lifetime member of the board of trustees of the University of North Carolina.

H. R. 1341, a joint resolution providing for the election of Gordon Gray as an honorary lifetime member of the board of trustees of the University of North Carolina.

S. B. 354, an act to make technical revisions in the Revenue Act.

S. B. 465, an act to extend the authority for appointment of special judges of the Superior Court.

S. B. 493, an act to authorize and empower the State Board of Public Welfare to enter into contracts with other State agencies or private organizations, including those governed by the provisions of Chapter 57 of the General Statutes, whereby such organizations can act as agent in arranging for the provision of services described or provided by Chapter 108 of the General Statutes, and for other purposes.

S. B. 554, an act amending Sections 153-111 and 160-398 of the General Statutes relating to destruction of paid bonds and coupons of counties and municipalities.

H. B. 1233, an act to amend General Statutes 160-181.2 so as to exempt the municipalities in Richmond County from the provisions thereof.

S. B. 569, an act to amend General Statutes 50-5 relating to divorce on the grounds of incurable insanity.

S. B. 571, an act to amend Chapter 148 of the General Statutes of North Carolina relating to the State Prison System.

S. B. 600, an act to amend General Statutes 20-8(d) to eliminate the requirement that non-resident chauffeurs employed by a resident of North Carolina possess a North Carolina chauffeur's license.

S. B. 636, an act relating to the sale of commercial feeding stuffs for livestock, domestic animals and poultry.

S. B. 647, an act to amend General Statutes 143-40 so as to regulate the maximum hours of employment of State employees subject to the State Personnel Department.

S. B. 666, an act to amend sections of the General Statutes relating to salaries of executive officers of the State government as authorized by amendment to the North Carolina Constitution, Article III, Section 5, and to make them conform with the appropriation bill heretofore enacted by this General Assembly.

S. B. 667, an act to amend General Statutes 39-23 so as to relax the bonding provisions of the Bulk Sales Law.

S. B. 675, an act relating to the payment of counsel in reviews of the constitutionality of criminal trials.

S. B. 684, an act for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck.

H. B. 462, an act to rewrite the North Carolina Seed Law, Article 31 of Chapter 106 of the General Statutes of North Carolina.

H. B. 1104, an act to establish the Traffic Code Commission.

H. B. 1154, an act to amend and clarify certain statutes relating to the admission to State institutions of inebriate, mentally ill, and mentally retarded persons.

H. B. 1165, an act to appropriate certain funds relating to scholarships for medical technicians.

H. B. 1202, an act to amend General Statutes 105-134 relative to corporation income tax treatment of interest, dividends and royalties.

H. B. 1247, an act to amend General Statutes 2-13 so as to prescribe certain powers of deputy clerks of the Superior Court.

H. B. 1261, an act to amend General Statutes 18-75 relating to the qualifications required of an applicant for a license to sell the beverages enumerated in General Statutes 18-64.

H. B. 1268, an act to amend Article 36 of Chapter 160 of the General Statutes as it relates to Carteret County.

H. B. 1291, an act to amend General Statutes 20-64 authorizing transfer of registration plates between corporations and their wholly owned subsidiaries.

H. B. 1299, an act to require in Forsyth County a permit for the operation of junk yard where motor vehicles are dismantled and stored.

H. B. 1302, an act to amend Chapter 684 of the Session Laws of 1963 relating to appropriations to provide capital improvements for State institutions, agencies and departments.

H. B. 1315, an act to increase the limits upon judgments in which attorneys' fees may be taxed as part of the court costs.

H. B. 1333, an act to amend General Statutes 7-51 with regard to oaths of emergency justices and emergency judges.

H. B. 1337, an act to amend General Statutes 90-191, pertaining to podiatrists in order to require that applicants for examination for a license to practice podiatry shall have two years of college or university instruction as a prerequisite for application, and to further provide that wherever the word "chiroprody" appears in Article 12 of Chapter 19, that the word "podiatry" shall be substituted therefor.

H. B. 1338, an act to fix the compensation of the chairman of the board of county commissioners of Buncombe County.

H. B. 1351, an act to repeal a part of Chapter 481 of the Session Laws of 1947 relating to the pay of jurors in Craven County.

H. B. 1353, an act to appropriate \$5,000.00 for the development of the 500-acre tract donated by the Lake Phelps Farms, Incorporated, to the use of the State Parks Division.

H. B. 1354, an act to amend Chapter 152 of the General Statutes, relating to the compensation of the coroner of McDowell County.

H. B. 1357, an act to permit certain police officers of the city of Durham to issue warrants.

H. B. 1359, an act to extend the jurisdiction of the police officers of the town of Dobson in Surry County.

H. B. 1360, an act to amend Chapter 893, Session Laws of 1959, relating to the compensation of certain officials of McDowell County.

H. B. 1370, an act relating to the salaries of certain officials of Franklin County.

H. B. 1372, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Laurinburg in Scotland County.

H. B. 1375, an act to amend General Statutes 160-122 relating to county electrical inspectors in Caswell County.

H. B. 1080, an act to revise and consolidate the charter of the city of Rockingham, Richmond County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

S. B. 389, a bill to validate the application of Valdese General Hospital, Inc., in Burke County for a sales tax refund, which application was inadvertently filed too late, with an unfavorable report.

S. B. 424, a bill to validate the request of the Central Methodist Church of Albemarle, North Carolina, for a sales and use tax refund which was filed after the date allowed by statute, with an unfavorable report.

S. B. 457, a bill to validate the application of Roanoke Rapids Hospital Co., Inc., in Halifax County for a sales tax refund, which application was inadvertently filed too late, with an unfavorable report.

S. B. 503, a bill to validate the application of the town of Mount Airy for a gasoline tax refund, which application was inadvertently filed too late, with an unfavorable report.

S. B. 576, a bill to validate the request of the St. James' Protestant Episcopal Church of Hendersonville, North Carolina for a sales and use tax refund, with an unfavorable report.

H. B. 57, a bill to validate the application of the city of Kinston for a certain gasoline tax which application was inadvertently filed too late, with an unfavorable report.

H. B. 129, a bill to validate the application of the city of Monroe for a certain gasoline tax refund which application was inadvertently filed too late, with an unfavorable report.

H. B. 364, a bill to validate the application of the town of Chapel Hill for a certain gasoline tax refund which application was inadvertently filed too late, with an unfavorable report.

H. B. 959, a bill to validate the application of Rutherford County for a gasoline tax refund, which application was inadvertently filed too late, with an unfavorable report.

H. B. 1339, a bill to extend the time for filing claims for refunds of sales and use taxes paid by institutions, organizations and governmental units as authorized by General Statutes 105-164.14(b) and (c), with an unfavorable report.

Committee substitute for H. B. 890, a bill to protect children born out of wedlock, with an unfavorable report.

H. B. 889, a bill to provide for the adoption of certain children born out of wedlock, with an unfavorable report.

H. B. 1369, a bill relating to sale of checks, money orders or other instruments for transmission or payment of money, with a favorable report.

H. B. 1376, a bill to authorize the issuance of warrants by certain law enforcement officers of Cumberland County, with a favorable report.

H. B. 1378, a bill to amend Chapter 60 of the General Statutes so as to include auction companies and to enable them to apply to the Governor to commission special police to act for them, with a favorable report.

H. B. 1377, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Cumberland County, with a favorable report.

House Committee substitute for Senate Committee substitute for S. R. 601, a joint resolution authorizing the Governor to appoint a commission to study the Uniform Commercial Code and to submit a report to the Governor and the 1965 Session of the General Assembly recommending the advisability of North Carolina's adoption of the Uniform Commercial Code, with an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Clark: S. R. 702, a Senate resolution directing the State Legislative Council to make a study of State personnel practices and procedures.

Referred to Committee on Calendar.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 405, a bill to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan, for concurrence in the House amendment.

Upon motion of Senator White, the Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 1390, a bill to authorize the issuance of warrants by certain law enforcement officers of the towns of Ellerbe in Richmond County.

Upon motion of Senator James, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1387, a bill to amend H. B. 1001, entitled "a bill to be entitled an act to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties".

Referred to Committee on Calendar.

H. B. 1391, a bill to authorize the issuance of warrants by certain law enforcement officers of the city of Hickory in Catawba County.

Upon motion of Senator Clark, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1392, a bill to authorize the board of education of the Wilson City School Administrative Unit to convey certain property to the city of Wilson at private sale.

Upon motion of Senator Kirby, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1394, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and town in Gaston County.

Upon motion of Senator Hollowell, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1395, a bill to regulate visiting speakers at State supported colleges and universities.

Upon motion of Senator Garriss, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1396, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and town in Pitt County.

Upon motion of Senator Humber, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Tuesday, June 25, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 967, "a bill to be entitled an act to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged," and requests Conferees. Mr. Speaker Blue has appointed Representatives Taylor, Leatherman and Thornburg on the part of the House to confer with a like Committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints as Conferees on the part of the Senate, Senators Propst, Seay and White, and a message is ordered sent to the House of Representatives, informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,  
Tuesday, June 25, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 537, "a bill to be entitled an act concerning the licensing of bail bondsmen and runners, providing



for license fees, and rules and regulations of conduct," to the end that when a similar action has been taken on the part of the Senate, we may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 838, a bill to amend Section 130-141 of Chapter 130 of the General Statutes of North Carolina concerning the valuation of property for tax purposes in sanitary districts located in two or more counties.

Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 0, as follows:

Those voting in the affirmative are: Senators Bailey, Belk, Brantley, Clark, Crew, Garriss, Hamilton, Hanes, Hatcher, Hollowell, Horton, James, Johnson, Jolly, Jordan, Kirby, Long, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Simmons, Snow, Stikeleather, Story, Strong, Warren, White, Whitley, Yates—34.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow morning at 10:00 o'clock.

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#### ONE HUNDRED TWENTY-FIRST DAY

SENATE CHAMBER,  
Wednesday, June 26, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President of the Senate T. Clarence Stone.

Prayer is offered by Rev. E. C. Durham of the Methodist Church, Raleigh, N. C.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Senator MacLean moves to recall H. B. 1395, a bill to regulate visiting speakers at State-supported colleges and universities, from the Enrolling Office.

The motion fails to prevail.

The following statement is ordered spread upon the Journal:

*To the Honorable Clarence Stone, President of the Senate:*

We, the undersigned, for reasons hereinafter appearing, respectfully request that the Senate Journal show on the question of the adoption of House Resolution 1395, relating to Communism and those who believe in, practice or advocate it, that we voted against the said Resolution.

We believe that it constitutes an abridgement or denial of free speech, a lack of due regard for the true purpose and meaning of the University of North Carolina and other public educational institutions in the life of the State and nation, a denial of Constitutional privileges, and that in other respects it violates our long recognized and generally accepted political and social principles of this Country.

LUTHER HAMILTON,  
 PERRY W. MARTIN,  
 DAVID CLARK,  
 CLAUDE CURRIE,  
 J. RUSSELL KIRBY,  
 CHARLES W. STRONG,  
 B. T. JONES,  
 ROBERT F. MORGAN,  
 JAMES G. STIKELEATHER, JR.,  
 RICHARD G. LONG,  
 JOHN JORDAN,  
 T. E. STORY,  
 RALPH H. SCOTT,  
 LINDSAY C. WARREN, JR.

Upon motion of Senator Jolly, H. B. 889, a bill to provide for the adoption of certain children born out of wedlock, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Jolly, H. B. 890, a bill to protect children born out of wedlock, is taken from the unfavorable Calendar and re-referred to the Committee on Calendar.

Upon motion of Senator Horton, the courtesies of the galleries are extended to Mrs. Eugene Johnson of Lee County, sister-in-law of Mrs. Fred Dorsey, Senate Engrossing Clerk.

Upon motion of Senator White, the courtesies of the galleries are extended to Mr. and Mrs. G. W. Westerbeck of Dayton, Ohio.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1386, a joint resolution honoring the life and memory of Bennett Hester Perry, former member of the General Assembly.

H. B. 1395, an act to regulate visiting speakers at State-supported colleges and universities.

S. B. 405, an act to amend General Statutes 20-279.34 relating to minimum limits of motor vehicle liability insurance issued under the assigned risk plan.

S. B. 455, an act to amend Article X, Section 6 of the Constitution of North Carolina, with respect to a married woman's right to transfer her separate property by deed and by will and to exercise powers of attorney conferred upon her by her husband.

S. B. 467, an act to amend General Statutes 143-283.10 relating to allocations from Contingency and Emergency Fund for the Governor's Committee on Employment of the Handicapped so as to remove the limitation contained therein.

S. B. 530, an act amending Chapter 104C of the General Statutes, relating to atomic energy, radio-activity and ionizing radiation.

S. B. 577, an act amending the Urban Redevelopment Law so as to authorize disposition of property by redevelopment commissions to certain nonprofit corporations or associations at private sale.

S. B. 679, an act relating to the compensation of certain deputy sheriffs of Harnett County.

S. B. 686, an act to amend Chapter 1210 of the 1961 Session Laws relating to the civil jurisdiction of the Harnett County Recorder's Court and the salary of the judge of the Harnett County Recorder's Court; to amend Chapter 1051 of the 1959 Session Laws relating to the jurors of the Harnett County Recorder's Court; to amend Chapter 520 of the 1959 Session Laws relating to the power of the county commissioners to set certain fees.

S. B. 687, an act to amend Chapter 463 of the 1959 Session Laws relating to the appointment of assistant coroners in the absence of the coroner; and to amend Chapter 998 of the 1959 Session Laws relating to the salaries of certain officials in Harnett County; and to provide for the appointment of an assistant to the district solicitor serving Harnett County.

S. B. 689, an act to amend Chapter 593 of the Session Laws of 1951 relating to the powers and duties of the Tar River Port Commission.

S. B. 690, an act to validate the acts of Rufus Britton, a justice of the peace in Halifax County, between December 6, 1962 and June 21, 1963.

S. B. 691, an act to authorize the issuance of warrants by certain deputy sheriffs of the county of New Hanover.

S. B. 692, an act to authorize the issuance of warrants by certain law enforcement officers of the town of Carolina Beach.

S. B. 693, an act to authorize the issuance of warrants by certain law enforcement officers of the town of Wrightsville Beach.

S. B. 699, an act authorizing the payment of the expenses of the State Legislative Council from the Contingency and Emergency Fund.

S. B. 701, an act to authorize the issuance of warrants by certain law enforcement officers of the cities located in Columbus County.

H. B. 74, an act to amend the Public School Laws relating to compulsory school attendance.

H. B. 525, an act to repeal Chapter 359, Session Laws of 1959, relating to the exclusion of certain areas from the corporate limits of the town of Conway in Northhampton County.

H. B. 537, an act concerning the licensing of bail bondsmen and runners, providing for license fees, and rules and regulations of conduct.

H. B. 838, an act to amend Section 130-141 of Chapter 130 of the General Statutes of North Carolina concerning the valuation of property for tax purposes in sanitary districts located in two or more counties.

H. B. 866, an act to increase the penalty for abandonment and nonsupport following a six months absence.

H. B. 1047, an act to amend Article 2 of Chapter 139 of the General Statutes relating to fiscal powers and procedures of watershed improvement districts.

H. B. 1151, an act to authorize the use of nontax funds for local development purposes.

H. B. 1275, an act to amend General Statutes 153-9 so as to authorize county commissioners in several named counties to assist financially the promotion of farm soil and water conservation work.

H. B. 1298, an act to repeal General Statutes 105-37.1 which imposes a tax on certain forms of entertainment or amusement not otherwise subject to a State license tax.

H. B. 1316, an act to amend General Statutes 130-128 so as to authorize a sanitary district to contract with private persons and corporations as well as political subdivisions for treatment of the district's sewage in a sewage disposal plant.

H. B. 1317, an act to amend General Statutes 55-72 relating to corporations.

H. B. 1356, an act to amend General Statutes 58-39(5) so as to require insurance companies to acknowledge claims.

H. B. 1371, an act relating to court costs in the mayor's court of the town of Littleton in Warren and Halifax Counties.

H. B. 1373, an act to authorize the issuance of warrants by certain law enforcement officers of Scotland County.

H. B. 1379, an act to validate marriage ceremonies performed by Reverend C. H. Martin of Anson County.

H. B. 1381, an act to amend General Statutes 20-279.15 relating to the Motor Vehicle Safety and Financial Responsibility Act.

H. B. 1384, an act to amend S. B. 137, Chapter 327, Session Laws of 1963, Ashe County.

H. B. 1385, an act to amend S. B. 637 ratified 14 June 1963, the same being an act authorizing the establishment of a town liquor control store in the town of Burnsville, Yancey County.

H. B. 1390, an act to authorize the issuance of warrants by certain law enforcement officers of the town of Ellerbe in Richmond County.

H. B. 1391, an act to authorize the issuance of warrants by certain law enforcement officers of the city of Hickory in Catawba County.

H. B. 1392, an act to authorize the board of education of the Wilson City School Administrative Unit to convey certain property to the city of Wilson at private sale.

H. B. 1394, an act to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Gaston County.

H. B. 1396, an act to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Pitt County.

#### REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

H. B. 1276, a bill to provide for the collection of additional cost by the clerks of court in Richmond County, with a favorable report.

H. B. 1387, a bill to amend H. B. 1001, entitled "a bill to be entitled an act to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick, and Pender Counties," with a favorable report.

S. R. 702, a Senate resolution directing the State Legislative Council to make a study of State personnel practices and procedures, with a favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1388, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Surry County.

Upon motion of Senator Snow, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. R. 1397, a joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, June 26, 1963.

Referred to Committee on Calendar.

House Committee substitute for S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice of teaching of Cosmetic Art.

Referred to Committee on Calendar.

H. B. 1367, a bill to authorize the issuance of warrants by certain law enforcement officers.

Referred to Committee on Calendar.

H. B. 1393, a bill to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System.

Referred to Committee on Calendar.

H. R. 1389, a joint resolution to establish a committee on vocational guidance under the Board of Higher Education and to authorize the same to study the feasibility of expanding the present training program for vocational guidance within the State.

Referred to Committee on Calendar.

HOUSE OF REPRESENTATIVES,  
Wednesday, June 26, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House failed to concur in the Senate amendment to H. B. 929, "a bill to be entitled an act to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds," and requests conferees. Mr. Speaker Blue has appointed Representatives Ragsdale, Sermons and Bailey on the part of the House to confer with a like committee appointed by the Senate to the end that the differences arising may be adjusted.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

The President appoints Senators Midgett and Aydlett as conferees on the part of the Senate, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES,

Wednesday, June 26, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 967, "a bill to be entitled an act to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged", to the end that when a similar action has been taken on the part of the Senate, we may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 839, a bill to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds, upon third reading.

The bill passes its third reading by roll call vote, ayes 39, noes 0, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Belk, Brantley, Clark, Currie, Garriss, Gurganus, Hamilton, Harrington, Hatcher, Hollowell, Humber, James, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Propst, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Story, Strong, White, Whitley, Williams, Yates, Yow—39.

The bill is ordered enrolled.

H. B. 1369, a bill relating to sale of checks, money orders or other instruments for transmission or payment of money.

Senator Yow offers an amendment which is adopted.

The bill, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

## STATEMENT OF MEMBER

I wish the Journal to show that I took no part in the consideration of H. B. 1369 and cast no vote thereon.

JOHN R. JORDAN, JR.

H. B. 1378, a bill to amend Chapter 60 of the General Statutes so as to include auction companies and to enable them to apply to the Governor to commission special police to act for them.

Passes its second and third readings and is ordered enrolled.

S. R. 702, a Senate resolution directing the State Legislative Council to make a study of State personnel practices and procedures.

The resolution is unanimously adopted.

H. B. 1376, a bill to authorize the issuance of warrants by certain law enforcement officers of Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1377, a bill to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Cumberland County.

Passes its second and third readings and is ordered enrolled.

H. B. 1276, a bill to provide for the collection of additional cost by the clerks of court in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 1387, a bill to amend H. B. 1001, entitled "a bill to be entitled an act to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties."

Passes its second and third readings and is ordered enrolled.

#### CONFERENCE REPORT

Senator Propst, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 967, "a bill to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged", submits the following report:

*To the President of the Senate and the Speaker of the House:*

The Conferees appointed to resolve the differences arising on H. B. 967 entitled "a bill to be entitled an act to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged" wish to report the following:

That the Conferees from the Senate have agreed to recede from the position taken by the Senate in the adoption of the amendment of June 21, 1963, and which will leave the bill as the same was introduced and passed by the House.

Respectfully submitted,  
H. P. TAYLOR, JR.,  
C. E. LEATHERMAN,  
LACY THORNBURG,  
*Conferees on the part of the  
House of Representatives.*

CLYDE L. PROPST, JR.,  
THOMAS W. SEAY, JR.,  
THOMAS J. WHITE,  
*Conferees on the part of the Senate.*

Upon motion of Senator White, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

Upon motion of Senator Scott, the Senate recesses to meet this afternoon at 2:00 o'clock.

#### AFTERNOON SESSION

SENATE CHAMBER,  
Wednesday, June 26, 1963.

The Senate meets pursuant to recess, and is called to order by the President of the Senate T. Clarence Stone.

Pursuant to H. B. 663 creating a Legislative Council and authorizing the President of the Senate to appoint five (5) members on the part of the Senate to serve with members appointed by the Speaker of the House, the President appoints Senators Belk, Brantley, Williams, White and Yow.

The appointments made by the President are unanimously confirmed in accordance with said act creating the Legislative Council.

#### CONFERENCE REPORT

Senator Midgett, for the Conferees appointed to study the differences arising between the Senate and House of Representatives on H. B. 929, a bill to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds, submits the following report:

*To the President of the Senate and the Speaker of the House of Representatives:*

The Senate and House Conferees on H. B. 929, a bill to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds, beg leave to report that they have agreed as follows: That the Senate do recede from the Senate amendment heretofore adopted by it.

Respectfully submitted,  
P. D. MIDGETT, JR.  
N. E. AYDLETT,  
*Conferees on the part of the Senate.*

HUGH A. RAGSDALE,  
WAYLAND SERMONS,  
CARL BAILEY,  
*Conferees on the part of the  
House of Representatives.*

Upon motion of Senator Midgett, the Conference Report is adopted and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

#### ENROLLED BILLS

Senator Hollowell, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 485, an act to provide scholarship funds for graduate nurses who complete courses in accredited schools in the field of anesthesia.

H. B. 839, an act to amend Section 130-134 and Section 130-138 of Chapter 130 of the General Statutes of North Carolina to authorize the issuance of bonds by a Sanitary district for the purpose of acquiring and constructing district buildings including fire station, office and other district facilities and providing for a maximum maturity of any such bonds.

H. B. 895, an act to appoint justices of the peace for the several counties of North Carolina.



H. B. 967, an act to amend General Statutes 20-166.1(i) authorizing the Department of Motor Vehicles to furnish uncertified copies of reports to members of the general public and to establish fees to be charged.

H. B. 1276, an act to provide for the collection of additional cost by the clerks of court in Richmond County.

H. B. 1369, an act relating to sale of checks, money orders or other instruments for transmission or payment of money.

H. B. 1376, an act to authorize the issuance of warrants by certain law enforcement officers of Cumberland County.

H. B. 1377, an act to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Cumberland County.

H. B. 1378, an act to amend Chapter 60 of the General Statutes so as to include auction companies and to enable them to apply to the Governor to commission special police to act for them.

H. B. 1387, an act to amend H. B. 1001, entitled a bill to be entitled an act to prohibit the use of toothed jawed spring traps on the lands of others in New Hanover, Brunswick and Pender Counties.

H. B. 1388, an act to authorize the issuance of warrants by certain law enforcement officers of the incorporated cities and towns in Surry County.

#### CLOSING REMARKS OF SENATE PRESIDENT T. CLARENCE STONE

As this Session draws to a close, I think we can all take pride and encouragement in the constructive record that has been made. Time does not permit that I attempt to list the specific legislation that has been enacted. It is enough to say that what we have done here has touched every facet and phase of the lives of North Carolinians. We have accomplished much in the field of higher education and in the expansion of our industrial education program. We have done much to emphasize that North Carolinians view the educational process broadly, beginning in the primary grades of the public schools and running all the way through to the apex of the pyramid which is our great University.

We have provided a better retirement system for those in the public service, and have enacted reforms in such diverse fields as banking, utilities and mental health. Our record should also be commended for some of the things we have not done. A lot of bad legislation has been killed. In this area, however, we must admit that we have failed to redistrict the Senate. But I regard our inability to agree not because of an unwillingness to face our constitutional responsibility, but because of our honest differences as we attempt to comply with the mandate of the fundamental law. And, I predict that later on a satisfactory redistricting bill will be enacted. I certainly hope so.

Of course, we are all human, and we have made our mistakes. As the preacher says, we have all sinned and fallen short of the Glory of God, but this does not mean that we have not struggled here with noble motive to adjust our differences in the interest of the welfare of our people. I certainly would be the first to admit my own shortcomings. But I would hope that all with whom I have dealt here in this Senate will believe that I have been sincere in my efforts to serve North Carolina well and that any errors that I have committed have not been conceived in any spirit of evil, but that they have grown out of my heart, which is full of love and charity for all North Carolinians.

## REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Senator Yow, for the Committee on Calendar:

H. B. 889, a bill to provide for the adoption of certain children born out of wedlock, with a favorable report.

H. B. 890, a bill to protect children born out of wedlock, with a favorable report.

House Committee substitute for S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of Cosmetic Art, with a favorable report.

H. B. 1367, a bill to authorize the issuance of warrants by certain law enforcement officers, with a favorable report.

H. B. 1393, a bill to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System, with a favorable report.

H. R. 1389, a joint resolution to establish a Committee on Vocational Guidance under the Board of Higher Education and to authorize the same to study the feasibility of expanding the present training program for vocational guidance within the State, with an unfavorable report.

H. R. 1397, a joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, June 26, 1963, with a favorable report, as amended.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Martin, Clark, Jordan, MacLean, Stikeleather, Morgan of Cleveland, Saunders, Currie and Belk: S. R. 703, a joint resolution requesting the Governor of North Carolina to call an extra session of the General Assembly to redistrict the State Senate.

Upon motion of Senator Martin, the rules are suspended and the resolution is placed upon its immediate passage.

Senator White offers an amendment which is adopted.

The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives, without engrossment.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1398, a bill to amend General Statutes 153-48.5, relating to county officials and employees, so as to make the Article applicable to Greene County.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

HOUSE OF REPRESENTATIVES,  
Wednesday, June 26, 1963.

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that the House has adopted the report of the Conferees on H. B. 929, "a bill to be entitled an act to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds," to the end that when a similar action has been taken on the part of the Senate, we may order the bill enrolled.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

House Committee substitute for S. B. 473, a bill to amend Chapter 88 of the General Statutes relating to the practice and teaching of Cosmetic Art.

Passes its second and third readings and is ordered enrolled.

H. B. 889, a bill to provide for the adoption of certain children born out of wedlock.

Passes its second and third readings and is ordered enrolled.

H. B. 890, a bill to protect children born out of wedlock.

Passes its second and third readings and is ordered enrolled.

H. B. 1367, a bill to authorize the issuance of warrants by certain law enforcement officers.

Passes its second and third readings and is ordered enrolled.

H. B. 1393, a bill to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

H. R. 1397, a joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, June 26, 1963.

The amendment offered by the Committee is adopted.

The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

#### ENROLLED BILLS

Senator Morgan of Cleveland, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 703, a joint resolution requesting the Governor of North Carolina to call an extra session of the General Assembly to redistrict the State Senate.

H. R. 1397, a joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, June 26, 1963.

S. B. 473, an act to amend Chapter 88 of the General Statutes relating to the practice and teaching of cosmetic art.

H. B. 889, an act to provide for the adoption of certain children born out of wedlock.

H. B. 890, an act to protect children born out of wedlock.

H. B. 929, an act to promote conservation of natural oyster areas by making the granting of oyster leases discretionary with the Board of Conservation and Development, to fix the cost of oyster leases at \$5.00 per acre per year and to provide for establishment of orderly planting of leased oyster beds.

H. B. 1367, an act to authorize the issuance of warrants by certain law enforcement officers.

H. B. 1393, an act to amend Chapter 135 of the General Statutes relating to certain aspects of the Teachers' and State Employees' Retirement System.

H. B. 1398, an act to amend General Statutes 153-48.5, relating to county officials and employees, so as to make the article applicable to Greene County.

SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives is received:

HOUSE OF REPRESENTATIVES,  
Wednesday, June 26, 1963.

*Mr. President:*

You are respectfully advised that the business of the House of Representatives is concluded and pursuant to Joint Resolution No. 1397, "A joint resolution by the General Assembly of North Carolina providing for adjournment on Wednesday, June 26, 1963", heretofore adopted, this Body is ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,  
ANNIE E. COOPER,  
*Principal Clerk.*

Pursuant to the information submitted above, the Senate having completed the business before it, a message is ordered sent to the House of Representatives informing that Honorable Body that the Senate stands ready for final adjournment.

The doors of the House of Representatives and Senate are thrown open, the Speaker of the House of Representatives is perceived standing ready to let fall the gavel. The hour for adjournment fixed by joint resolution passed by the two Houses having arrived, the President of the Senate, T. Clarence Stone, declares the Senate of the General Assembly of the Session of 1963 adjourned, sine die.

T. CLARENCE STONE,  
*President of the Senate.*

S. RAY BYERLY,  
*Principal Clerk of the Senate.*





## Senate Resolutions

A RESOLUTION INVITING THE NATIONAL COMMANDER-IN-CHIEF OF THE VETERANS OF FOREIGN WARS TO ADDRESS THE SENATE ON THE SEVENTH OF MARCH, 1963.

WHEREAS, the Honorable Byron B. Gentry, Commander-in-Chief of the Veterans of Foreign Wars, will be visiting in the State of North Carolina in the City of Raleigh on the seventh day of March, 1963; and

WHEREAS, he is the elected leader of thousands of North Carolina veterans who have served in foreign wars in which the United States was engaged and is an outstanding American, lawyer, and civic leader; and

WHEREAS, it is the desire of the members of the Senate to invite Mr. Gentry to address a session of the Senate;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

Section 1. The Honorable Byron B. Gentry, National Commander-in-Chief of the Veterans of Foreign Wars, is hereby invited to address a session of the Senate on Thursday, March 7, at such hour as the President of the Senate shall select.

Section 2. This resolution shall become effective upon its adoption.

A SENATE RESOLUTION INVITING THE HONORABLE LUTHER H. HODGES, FORMER GOVERNOR OF NORTH CAROLINA, TO ADDRESS THE SESSION OF THE SENATE AT 11:30 A. M., MAY 30, 1963.

BE IT RESOLVED BY THE SENATE:

Section 1. The Honorable Luther H. Hodges, former Governor of North Carolina, is hereby invited to address the session of the Senate at 11:30 A. M., May 30, 1963.

Section 2. A committee of three members of the Senate shall be appointed by the President of the Senate to extend this invitation.

Section 3. This resolution shall become effective upon its adoption.

A RESOLUTION EXPRESSING THE LOVE AND AFFECTION OF THE SENATE OF THE NORTH CAROLINA GENERAL ASSEMBLY FOR SENATOR IRA T. JOHNSTON AND EXPRESSING CONCERN AND SYMPATHY AND A SINCERE WISH FOR A QUICK AND COMPLETE RECOVERY.

WHEREAS, one of our members, Senator Ira T. Johnston of Ashe, lies ill and,

WHEREAS, he is a beloved and respected member of this Senate and,

WHEREAS, his shadow, like a small wind-blown mountain pine at sunset, has loomed disproportionately large in this body and,

WHEREAS, he has represented the people of his counties well and has made their needs and desires known effectively and,

WHEREAS, he has had the broad vision and courage to take a position of leadership on an issue of vital consequence to the whole State even though he had reason to believe that such position would not meet with the immediate and universal approval of his friends and neighbors,

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE GENERAL ASSEMBLY OF NORTH CAROLINA:

Section 1. That we convey to his wife and family the knowledge that we share with each of them their affection and concern; that we make known to his constituents that not only were they ably represented while he was present, but also that because of his influence they are not unrepresented in his absence; that we say to him that in these days of his illness he has never been far from our thoughts or absent from our prayers; and, that we hereby declare that if our work continues at the present pace we confidently expect to see seat ten again occupied before this recently new, but now familiar, Senate Chamber rings with the sound of the closing gavel.

Section 2. This resolution shall become effective upon adoption.

A SENATE RESOLUTION DIRECTING THE LEGISLATIVE COUNCIL TO STUDY, INVESTIGATE AND REPORT UPON A PUBLIC DEFENDER SYSTEM IN NORTH CAROLINA.

BE IT RESOLVED BY THE SENATE:

Section 1. The Legislative Council created pursuant to Chapter 721 of the Session Laws of 1963, the same being House Bill 663 as amended, is directed and requested, under Section 8, subdivision (a) thereof, by the Senate, to make or cause to be made a study, investigation and report to the General Assembly of 1965, with respect to the advisability of establishing a public defender system in North Carolina.

Section 2. This Senate resolution shall be in full force and effect upon its adoption by the Senate.

A SENATE RESOLUTION DIRECTING THE LEGISLATIVE COUNCIL TO MAKE A STUDY OF THE CORPORATE TAX STRUCTURE OF OTHER STATES.

BE IT RESOLVED BY THE SENATE:

Section 1. The North Carolina Legislative Council is herewith requested and directed to make a study of the corporate tax structure of other states as compared with the North Carolina corporate tax structure and to report its findings and recommendations to the General Assembly of 1965.

Section 2. This resolution shall become effective upon its adoption.

A SENATE RESOLUTION EXPRESSING APPRECIATION TO DUMA BLEDSOE, LEGISLATIVE BUILDING POSTMASTER, FOR THE EFFICIENT AND EFFECTIVE SERVICES PROVIDED TO THE MEMBERS OF THE GENERAL ASSEMBLY.

WHEREAS, postal services have been efficiently and courteously provided to members of the North Carolina General Assembly through the Legislative Building Branch Post Office; and

WHEREAS, Mr. Duma Bledsoe, Postmaster of the Legislative Building Branch Office, has been responsible for the excellent service received by members of the General Assembly; and

WHEREAS, the Senate wishes to express its appreciation to Mr. Bledsoe and to inform the Postmaster General of the United States and the Postmaster of Raleigh, North Carolina, of the outstanding service provided by Mr. Bledsoe;



NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

Section 1. The Senate of the General Assembly of North Carolina expresses its appreciation to Mr. Duma Bledsoe for the efficient and effective services he has provided to members of the General Assembly of North Carolina as Legislative Building Postmaster;

Section 2. Copies of this resolution shall be sent to Mr. Duma Bledsoe, the Postmaster General of the United States, and to the Postmaster of Raleigh, North Carolina.

Section 3. This resolution shall become effective upon its adoption.

**A SENATE RESOLUTION EXPRESSING APPRECIATION FOR THE SERVICES OF CERTAIN SENATE OFFICERS AND EMPLOYEES.**

WHEREAS, the Principal Clerk, the Reading Clerk, the Sergeant-at-Arms, and the members of their staffs, Committee Clerks, the members of the Engrossing Office, and the members of the Enrolling Office and all other employees of the Senate have worked faithfully at this, one of the longest Sessions of the General Assembly ever to be held; and

WHEREAS, they have performed their duties cheerfully as well as efficiently; and

WHEREAS, the Senate has been most appreciative of the beauty and comeliness of the employees on the distaff side;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

Section 1. The Senate herewith expresses its deepest appreciation for the cheerful, efficient services performed by the officers and employees of the State Senate during the 1963 Session of the General Assembly.

Section 2. This resolution shall become effective upon its adoption.

**A SENATE RESOLUTION DIRECTING THE STATE LEGISLATIVE COUNCIL TO MAKE A STUDY OF STATE PERSONNEL PRACTICES AND PROCEDURES.**

WHEREAS, the State of North Carolina is fortunate to have numbered among its employees many devoted public servants who have served the State faithfully for many years; and

WHEREAS, it is highly desirable that the State attract to its service public spirited persons who wish to make a career of government work; and

WHEREAS, it is highly desirable to retain the services of those employees whose training and experience through the years have made their retention in government service highly desirable;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

Section 1. The State Legislative Council is hereby requested and directed in cooperation with the State Personnel Department to make a study of the manner and methods of classifying State positions of employment and the fixing of salary scales and to make comparisons concerning the same with fields of private employment and with State employment in other states in this geographical area and to report its findings and recommendations thereon to the General Assembly of 1965.

Section 2. This resolution shall become effective upon its adoption.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES AND OTHER PROPERTY  
OF THE STATE MADE IN ACCORDANCE WITH SECTION 120-37 OF THE  
GENERAL STATUTES OF NORTH CAROLINA

President's Office:

- One executive desk
- One typewriter desk
- One executive chair
- Five armchairs
- One conference table
- Two 3-drawer file cabinets
- One rug
- Four file boxes
- Two waste baskets

Principal Clerk's Office:

- Two double desks
- One typewriter desk
- One single desk
- Two three-drawer steel file cabinets
- Two telephone tables
- Two portable files and carriers
- One swivel executive chair
- One executive desk
- Six swivel typewriter chairs
- Six armchairs
- Seven waste baskets
- Two small filing cabinets
- One conference table
- Three white supply cabinets
- Forty-eight wooden file boxes
- Fifteen staplers
- Thirteen pencil sharpeners
- Twelve scotch tape dispensers
- Twelve dictionaries
- Fourteen clip boards

A supply of rubber stamps, stamp pads, desk pen staffs, wire staples, paper clips, rubber bands, manila folders, legal canary pads, typewriter paper, second sheets, blank forms, stationery, bill covers, pencils.

Engrossing Office:

- Two double desks
- One single desk
- One typewriter desk
- Two telephone tables
- Five waste baskets
- Two file cabinets (4-drawer)
- One executive chair
- Five swivel typewriter chairs

## Disbursing Office:

- One single desk
- One typewriter desk
- Two swivel typewriter chairs
- One armchair
- One storage cabinet (2-door)

## Legislative Printing Department:

- One secretarial desk (new)
- One typing desk (old)
- One executive desk (old)
- Two tables (old)
- One table (T3)
- Four secretarial chairs (old)
- Four upright storage cabinets
- One 3-drawer filing cabinet (F1)
- One pencil sharpener
- Sixty-two reams Exact Bond—8½ x 14
- Six reams Energy Bond—8½ x 11
- Thirty reams Ariel Bond—8½ x 14
- Two reams Colonial Bond—8½ x 14
- Four quarts film remover
- Two one-quarter pound Copier Toner
- One Staplex
- 35,000 Staplex staples
- 20,000 Swingline S-1 staples
- 300 Multilith masters—8½ x 12½ series 4000
- Two ten and one-half gallon garbage cans
- 200 Multilith Duplimat masters—10 x 15
- 750 Multimaster material direct image—series 2000—8½ x 11
- One gallon distilled water
- Thirty Multilith cleaner sheets
- Three and one-half gallons Multilith Repelex concentrate
- One gallon Multilith Blankrola solvent
- One-half quart Multilith Platex solution
- Three-fourths pint Multilith solution dispenser
- One-half pint Multilith deletion fluid
- Two Multilith Spiral Molleton covers
- One tube Duro-Vis bearing lubricant
- Two quarts Multilith surface conditioner
- Two pounds Multilith blank dust
- 200 Multilith pads
- One quart padding cement
- Three Haloid Xerox erasers
- One can Multilith hand cleaner
- Three stapling machines
- One stamp pad
- One box staples
- Two boxes No. 12 Monarch clips
- One box No. 1 Gem paperclips
- Three bottles type cleaner

Senators' Offices—Nos. 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1103, 1104, 1105, 1106, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2106, 2107, 2108:

Shelves—S-4

Two chairs—C-3

One chair—C-2

One desk—D-7

One waste basket

One coat and hat rack

One 8-inch porcelain ash tray

One pencil and pad

Senate Committee Chairmen—Offices Nos. 1102, 1117, 1120, 1220, 1217, 1419, 1414, 1406, 1412, 8, 12:

Shelves—S-4

One chair—C-3

One chair—C-2

One desk—D-7

One waste basket

One coat and hat rack

One 8-inch porcelain ash tray

One pencil and pad

Secretarial Offices of Senate Committee Chairmen—Nos. 1102, 1116, 1121, 1212, 1419, 1417, 1414, 1412, 1406, 8, 12:

One desk—D-9

One chair—C-5

One file cabinet

One chair—C-3

Senate Committee Rooms—Nos. 1118, 1119, 1218, 1219:

Six chairs—C-4

Ten chairs—C-3

Two tables—T-3

Two trash cans

Senate Committee Rooms—Nos. 1124 and 1222:

Eleven chairs—C-4

Fifteen chairs—C-3

Two tables—T-5

Two tables—T-6

Two trash cans

Senate Committee Room—No. 1416:

Twenty-two chairs—C-3

Two tables—T-5

Two tables—T-6

Two trash cans

Senate Committee Room—No. 1127:

Five chairs—C-4

Fourteen chairs—C-3

Two tables—T-3  
One table—T-5  
Two shelves  
Two trash cans

Senate Committee Clerks—Room No. 1029:

Thirteen desks—D-10  
Eight file cabinets  
Thirteen chairs—C-5  
Thirteen trash cans  
Two coat and hat racks

Senate Committee Room—No. 8:

Two tables—T-3  
One table—T-5  
Two shelves—S-6  
Five chairs—C-4  
Eighteen chairs—C-3  
Two trash cans

Senate Committee Room—No. 14:

Two tables—T-1  
Two tables—T-5  
Six chairs—C-4  
Fourteen chairs—C-3  
Two trash cans

Appropriation Room—No. 1027:

Sixteen chairs—C-4  
One hundred seven chairs—C-3  
Eight tables—T-3  
Four tables—T-6  
Four tables—T-5  
Two tables—T-1  
Two hat and coat racks  
Four trash cans

Senate Conference Room—No. 2013:

Nineteen chairs—C-3  
Two tables—T-8  
One table—T-3

Pages Lounge—Room No. 2019:

One table—T-6  
Five chairs—C-3  
One sofa  
Twelve lockers

AMOUNT PAID SENATORS, OFFICERS AND EMPLOYEES OF SENATE  
PRINCIPAL CLERK'S OFFICE

<i>Name</i>	<i>No. Days</i> <i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
S. Ray Byerly, Principal Clerk . . . . .	215	\$ 5,160.00	\$ 8.80
Claude Lewis, Calendar Clerk . . . . .	68	1,156.00	5.60
Mrs. Sadie B. Carver, Calendar Clerk . . . . .	156	2,572.00	23.00
Mrs. Ida Pullen, Asst. Calendar Clerk . . . . .	80	1,200.00	
Mrs. Frances Kidwell, Asst. Calendar Clerk . . . . .	76	1,140.00	
Mrs. Mary F. Morgan, Asst. Calendar Clerk . . . . .	180	2,700.00	
Mrs. Edith Crane, Journal Clerk . . . . .	159	2,703.00	
Mrs. Bernice T. Jenkins, Asst. Journal Clerk . . . . .	164	2,460.00	
Miss Betty Fagan Carstarphen, Asst. Journal Clerk . . . . .	103	1,545.00	
Mrs. John Anderson, Asst. Journal Clerk . . . . .	159	2,385.00	
Mrs. Lorna B. Broughton, Asst. Journal Clerk . . . . .	5	75.00	
Mrs. Norma G. Hamrick, Asst. Journal Clerk . . . . .	159	2,385.00	
Mrs. Jewell C. Freeman, Asst. Journal Clerk . . . . .	143	2,145.00	
Miss Harriett Lang, Disbursing Clerk . . . . .	164	2,460.00	
		<hr/>	<hr/>
		\$30,086.00	\$ 37.40

READING CLERK

LeRoy Clark, Jr. . . . .	141	\$ 2,538.00	\$ 3.40
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CHAPLAIN

Rev. E. C. Durham . . . . .	141	\$ 1,410.00	
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SECRETARY TO THE PRESIDENT OF THE SENATE

Mrs. Willa P. Gray . . . . .	178	\$ 2,670.00	
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SENATE ENGROSSING AND COMMITTEE CLERKS

Mrs. Mabel J. Dorsey, Chief . . . . .	152	\$ 2,584.00	
Mrs. Betsy London Cordon . . . . .	64	832.00	
Mrs. Mary G. Gatton, Appropriations Clerk . . . . .	157	2,355.00	
Mrs. Mildred C. Berryhill, Finance Clerk . . . . .	155	2,325.00	
Mrs. Fred M. Benton . . . . .	143	1,859.00	
Mrs. Sarah J. Branch . . . . .	136	1,768.00	
Mrs. Joyce S. Browning . . . . .	137	1,781.00	
Mrs. Mary M. Bruce . . . . .	141	1,833.00	
Mrs. Mary Bryant Fulghum . . . . .	136	1,768.00	
Mrs. Helen Dortch Harrison (Joint) . . . . .	101	656.50	
Mrs. Jane Holliday . . . . .	78	1,014.00	
Mrs. Rose R. Houston . . . . .	143	1,859.00	
Mrs. Kate McK. Howell . . . . .	60	780.00	
Mrs. W. P. Ingram, Jr. . . . .	136	1,768.00	
Mrs. Lucy Knox . . . . .	99	1,287.00	
Mrs. Nancy L. Lippard . . . . .	136	1,768.00	\$ 1.80
Mrs. Mildred H. Mangum . . . . .	141	1,833.00	
Miss Edith M. Mann . . . . .	136	1,768.00	

## SENATE ENGROSSING AND COMMITTEE CLERKS (Continued)

Name	No. Days	Salary	Amount	Mileage
Mrs. Alice S. Mason.....	136		\$ 1,768.00	\$ 3.00
Mrs. Margaret S. Mitchell.....	140		1,820.00	26.60
Mrs. Lillian B. Moore.....	143		1,859.00	
Mrs. Violet B. Nance.....	149		1,937.00	
Mrs. Beverly Sawyer.....	70		910.00	
Miss Gail Smith.....	125		1,625.00	
Mrs. Jo Ann Smith.....	143		1,859.00	
Mrs. Mary Kate Tarleton.....	138		1,794.00	
Mrs. Annie T. Teague.....	141		1,833.00	
Mrs. Ruby W. Walker.....	130		1,690.00	
Miss Irene White.....	141		1,833.00	
Mrs. Nancy Wilson.....	143		1,859.00	
Mrs. Gailya S. Winters.....	136		1,768.00	1.80
Mrs. Betty S. Woodhouse.....	165		2,145.00	
Mrs. Martha C. Wooldridge.....	138		1,794.00	
			<hr/> \$56,332.50	<hr/> \$ 33.20

## PRINTED BILLS

Mrs. Edythe V. Mohorn.....	148		\$ 1,924.00	\$ 12.80
Mrs. Matilda C. Proctor.....	141		1,833.00	
Mrs. Eva Bell Ruffin.....	141		1,833.00	
Mrs. Reba M. Tutor.....	141		1,833.00	
Thomas J. White, III.....	139		1,807.00	15.60
			<hr/> \$ 9,230.00	<hr/> \$ 28.40

## SERGEANTS-AT-ARMS AND ASSISTANTS

Brooks W. Poole, Sergeant-at-Arms.....	166		\$ 2,988.00	\$
Mrs. Flossie Cole Moore.....	141		1,269.00	
Crawford Dalton.....	141		1,269.00	32.60
Brandon P. Hodges, Jr.....	141		1,269.00	
Walter Lee Horton, Sr.....	141		1,269.00	
Paschal Hayes Leatherwood.....	136		1,242.00	71.00
Johnnie Grimes Medlin.....	141		1,269.00	6.20
Grady Mercer, Jr.....	52		468.00	18.00
Robert Bruce Saunders.....	87		783.00	
Oliver Stevens Surles.....	87		783.00	7.60
Raymond Darnell Thomas.....	87		783.00	
James Edward Wall.....	141		1,269.00	
Jonas Atkinson.....	126		1,134.00	
Edgar W. Davis.....	141		1,269.00	
Roy Hicks.....	144		1,296.00	
Carlton Hood (Joint).....	159		715.05	
Dixie Johnson.....	142		1,278.00	
Alonzo D. Phillips.....	157		1,413.00	
Eddie Morris Sanders.....	178		1,602.00	
Nathan Stevens.....	142		1,278.00	5.40
David Winters.....	157		1,413.00	
			<hr/> \$26,041.50	<hr/> \$ 140.80

## JOINT WARRANT CLERKS

<i>Name</i>	<i>No. Days Salary</i>	<i>Amount</i>	<i>Mileage</i>
Mrs. Kathleen Byrd.....	171	\$ 1,282.50	
Mrs. Sallie N. Roberts.....	171	1,282.50	
		<hr/>	
		\$ 2,565.00	

## JOINT CALENDAR CLERK

Philip L. Ceglia.....	141	\$ 1,057.00	
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## PAGES

Franklin Freeman, Chief Page.....	45	\$ 331.50	\$ 30.40
William Henry Harris, Chief Page.....	57	417.00	10.80
Dover Wilton Osley, Chief Page.....	40	320.00	12.00
William Glenn Johnson, Chief Page.....	45	295.00	5.00
William Cooper Scurry, Chief Page.....	40	320.00	17.40
Brenton Douglas Adams.....	19	123.50	7.60
Sandra D. Archer.....	12	78.00	
Theresa Ayers.....	19	123.50	20.40
Susan Babcock.....	23	149.50	
Lucy White Banzet.....	12	78.00	10.80
John Linder Barber.....	10	65.00	
Elizabeth S. Barnhardt.....	5	32.50	15.60
Emma Ruth Bartholomew.....	18	117.00	7.40
Francis Martin Beam, Jr.....	31	201.50	15.60
William Earle Beasley.....	5	32.50	
Irene Belk.....	5	32.50	28.60
William Irwin Belk.....	8	52.00	28.60
Fred Maynard Benton.....	5	32.50	
Raymond Arthur Berry.....	10	65.00	1.80
Peggy O'Neal Bisette.....	5	32.50	
John Clifton Boney, Jr.....	5	32.50	20.40
Betty Lorraine Bradley.....	31	201.50	
Betsy Ann Bradshaw.....	39	253.50	
Bettina Jane Byrd.....	5	32.50	62.00
George Franklin Brown.....	12	78.00	
John Henry Bridges.....	5	32.50	19.80
Branson Key Bruce.....	17	110.50	
Alice B. Caldwell.....	5	32.50	
Lee Hood Capps.....	19	123.50	15.60
Eugene Venable Carver.....	24	156.00	23.00
Cameron Wallace Champion.....	19	123.50	20.60
Sandra Dale Charlton.....	5	32.50	16.00
Thorne McKenzie Clark III.....	5	32.50	11.60
Sandra Cohoon.....	12	78.00	
John Christoph Cordon.....	17	110.50	29.80
Rosabel Rountree Cowper.....	19	123.50	15.60
Gregory Byrd Crampton.....	5	32.50	
William Charles Creel II.....	19	123.50	1.80
William R. Crowder, Jr.....	12	78.00	6.00



## PAGES (Continued)

Name	No. Days Salary	Amount	Mileage
Sharon Elizabeth Davis	5	\$ 32.50	\$ 41.40
John Woodard Dees	19	123.50	10.20
Grover C. Dobbins	5	32.50	
Sarah Lynn Dorsey	51	331.50	
Thomas Y. Dotson	18	117.00	12.60
Dennis David Ducker	5	32.50	53.80
Stephen Russell Durham	5	32.50	36.80
Aldert Root Edmonson	19	123.50	5.80
William Bryan Farrar	19	123.50	6.40
Mary Ann Fleming	19	123.50	6.00
Richard James Forde	5	32.50	20.60
James T. Fulghum, Jr.	5	32.50	
Kirk K. Fuller	39	253.50	15.60
Mary Estelle Fuller	5	32.50	
Walter Stephen Garrison	12	78.00	
James Edwin Garriss	10	65.00	
Clarence Edwin Godwin, Jr.	12	78.00	11.20
Alice Kirk Graham	12	78.00	
Barbara Ann Grantham	19	123.50	5.80
Pamela Stuart Greer	22	143.00	
Ronald Wells Gulledege	5	32.50	20.40
Judy Carole Gurganus	12	78.00	20.40
Robert Haywood Hall	5	32.50	4.60
Barbara Sue Haywood	5	32.50	11.20
George G. Hearn	18	117.00	
John Alan Hearn	17	110.50	
Margaret Leslie Hood	12	78.00	10.20
Robert Adans Hudson	56	364.00	11.60
Mary Helen Huneycutt	5	32.50	26.20
William Prentiss Ingram III	12	78.00	
Lloyd Stephen Isaacs	5	32.50	
Gary Brent Jacques	19	123.50	6.40
Betty Brooks James	5	32.50	20.40
Sara Nair James	5	32.50	20.40
Ralph Lawrence Jinnette	18	117.00	10.20
Howard Hughes Johnson	39	253.50	1.20
Jeffrey Allen Johnston	5	32.50	38.00
Michael Jolly	5	32.50	7.40
Anne King	19	123.50	28.60
James Russell Kirby II	18	117.00	9.40
John Harry Koontz	5	32.50	28.00
Stephen D. Lackey	24	156.00	12.00
George Paul LaRoque	19	123.50	15.60
Betty Gail Lassiter	5	32.50	
Walter Anderson Long	39	253.50	
Lee Dawson Lovvorn	19	123.50	
Melvin Randall Luther	12	78.00	1.80
Gilbert Keith MacLean	19	123.50	12.00

## PAGES (Continued)

<i>Name</i>	<i>No. Days Salary</i>	<i>Amount</i>	<i>Mileage</i>
James Luther McCormick, Jr. ....	5	\$ 32.50	\$ 12.00
Charles Nicklos McDuffie.....	19	123.50	7.60
Jane Elliott McKinne.....	18	117.00	6.00
McKay McKinnon.....	5	32.50	25.00
Nancy Carol McMurtrey.....	3	19.50	
Catherine Eloise McNair.....	5	32.50	20.40
Hugh Stanley McPherson.....	24	156.00	11.20
Cheryl Elaine Mahood.....	18	117.00	
Julian Mann III.....	12	78.00	
Frances Winifred Mason.....	12	78.00	
William Paul Mattox.....	19	123.50	7.60
Richard Thomas Mayes, Jr.....	12	78.00	3.00
John Hamlett Merritt.....	12	78.00	6.00
Joseph C. Moore.....	39	253.50	
John Stuart Morrison.....	19	123.50	33.00
Evelyn Louise Moss.....	12	78.00	17.00
Michael W. Murdock.....	12	78.00	27.20
William Cooper Murdock, Jr.....	12	78.00	27.20
Hannah G. Nicholson.....	19	123.50	
Douglas Floyd Osborne, Jr.....	5	32.50	19.80
Laura Huston Paschal.....	5	32.50	
James Wilbur Peacock, Jr.....	17	110.50	
Martha Catherine Pitt.....	5	32.50	11.20
Robert Edgar Pomeranz, Jr.....	5	32.50	8.80
Patricia Ann Poole.....	43	279.50	
Edwin Stuart Powell.....	19	123.50	17.40
Susan D. Poyner.....	33	124.50	
Charles Edward Proffitt.....	5	32.50	9.40
Fleet York Proffitt, Jr.....	5	32.50	51.60
Ralph Bernard Reeves III.....	12	78.00	
Ross Campbell Reeves.....	39	253.50	
Kathryn Elizabeth Ressel.....	19	123.50	70.00
Thomas Reid Rickman.....	12	78.00	
Bradford Robinson.....	19	123.50	
Rebecca Carleton Roney.....	29	188.50	11.20
Kathryn Victoria Rountree.....	40	260.00	17.00
Kathryn D. Russum.....	12	78.00	3.00
Elizabeth Knight Sanford.....	17	110.50	
Betty Carol Scott.....	5	32.50	19.00
Steven Smith Scott.....	59	383.50	11.00
Andrew Frederick Seila.....	40	260.00	35.40
Martin Bland Simpson.....	26	169.00	5.80
Alethia Jeanne Smith.....	5	32.50	
Josephine Peele Smith.....	19	123.50	
Judy Faye Smith.....	5	32.50	18.00
Karen Ann Smith.....	29	188.50	11.00
Kent Lanier Smith.....	12	78.00	18.70
Ronald Lee Staton.....	19	123.50	17.00

## PAGES (Continued)

Name	No. Days Salary	Amount	Mileage
William Wayne Staton, Jr.	24	\$ 156.00	\$ 8.80
David Oliver Stephens	5	32.50	3.00
Phillip Edward Stephens	5	32.50	3.00
Martha Lynn Story	5	32.50	36.60
Eric Gregory Stott	10	65.00	
Rebecca Ann Storg	5	32.50	16.00
James Edward Stovall	5	32.50	5.00
Julia Kay Sutton	12	78.00	9.40
Virginia A. Sutton	12	78.00	12.80
Kathryn Marshall Symons	5	32.50	33.00
James Franklin Tarleton	3	19.50	
Archibald Robinson Taylor	19	123.50	6.00
Fronis Ray Thigpen	12	78.00	24.00
Daniel E. Thompson	19	123.50	59.60
Maria Lynne Thornhill	5	32.50	
Alex Townsend III	18	117.00	
Barbara Jane Trent	5	32.50	1.80
Nancy Rapter Vick	19	123.50	9.40
Donald Homewood Wagoner	19	123.50	
Stephen Doub Wall	5	32.50	
Kathryn Manson Watson	18	117.00	
Andrew Jackson Warmack	12	78.00	24.00
Susan Moore Weber	12	78.00	
Anne Walker White	47	305.05	
John Jackson Whitley	10	65.00	5.80
Donald Michael Wicker	12	78.00	8.80
Ronald Gordon Wicker	12	78.00	8.80
Marjorie Marie Williams	5	32.50	
Elizabeth Woltz	5	32.50	28.60
Mary Elizabeth Wood	3	19.50	
Jodie Dee Woolard III	31	201.50	15.60
Laura Ellen Woolridge	15	97.50	
Lucy Pat Worsley	12	78.00	18.00
Mary Catherine Wynne	5	32.50	4.60
Grace Oliene Yancey	51	331.50	1.20
Eldred Clinton Young, Jr.	19	123.50	
		\$18,018.50	\$1,908.70

## SUMMARY

Departments	Per Diem	Mileage	Total
President of the Senate	\$ 2,400.00	\$ 292.60	\$
Subsistence	1,692.00		
Secretary to the President	2,670.00		7,054.60
Principal Clerk's Office	30,086.00	37.40	30,123.40
Reading Clerk	2,538.00	3.40	2,541.40
Chaplain	1,410.00		1,410.00

Senate Engrossing and

Committee Clerks.....	\$56,332.50	\$33.20	\$56,365.70
Printed Bills.....	9,230.00	28.40	9,258.40
Sergeant-at-Arms.....	26,041.50	140.80	26,182.30
Joint Warrant Clerks.....	2,565.00		2,565.00
Joint Calendar Clerk.....	1,057.00		1,057.00
Pages.....	18,018.50	1,908.70	19,927.20

	<u>\$154,040.50</u>	<u>\$ 2,444.50</u>	<u>\$156,485.00</u>
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Senators.....	\$ 88,200.00	\$	\$ 88,200.00
Senators' Subsistence.....	81,096.00	16,381.99	97,477.99

	<u>\$169,296.00</u>	<u>\$ 16,381.99</u>	<u>\$185,677.99</u>
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Grand Total.....			<u>\$342,162.99</u>
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**JOURNAL**  
**OF**  
**THE SENATE**  
**OF THE**  
**GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF NORTH CAROLINA**

**EXTRA SESSION 1963**



**OFFICERS AND MEMBERS**  
**OF**  
**THE SENATE OF NORTH CAROLINA**  
**EXTRA SESSION 1963**

T. CLARENCE STONE, President .....	Rockingham
RALPH H. SCOTT, President Pro Tempore .....	Alamance
S. RAY BYERLY, Principal Clerk .....	Lee
LEROY CLARK, JR., Reading Clerk .....	Wake
BROOKS W. POOLE, Sergeant-at-Arms .....	Wake

DISTRICT	NAME OF SENATOR	ADDRESS
1	N. ELTON AYDLETT .....	Elizabeth City
1	J. J. HARRINGTON .....	Lewiston
2	EDGAR J. GURGANUS .....	Williamston
2	P. D. MIDGETT, JR. ....	Engelhard
3	PERRY W. MARTIN .....	Rich Square
4	W. LUNSFORD CREW .....	Roanoke Rapids
4	HENRY G. SHELTON .....	Speed
5	ROBERT LEE HUMBER .....	Greenville
6	WILBUR M. JOLLY .....	Louisburg
6	J. RUSSELL KIRBY .....	Wilson
7	LUTHER HAMILTON, SR. ....	Morehead City
7	THOMAS J. WHITE .....	Kinston
8	LINDSAY C. WARREN, JR. ....	Goldsboro
8	ADAM J. WHITLEY, JR. ....	Smithfield
9	LEROY G. SIMMONS .....	Albertson
9	CICERO P. YOW .....	Wilmington
10	CARL MEARES .....	Fair Bluff
10	RAY H. WALTON .....	Southport
11	HECTOR MACLEAN .....	Lumberton
12	ROBERT B. MORGAN .....	Lillington
12	WILLIAM P. SAUNDERS .....	Southern Pines
13	HARRY HORTON .....	Pittsboro
13	JOHN R. JORDAN, JR. ....	Raleigh
14	CLAUDE CURRIE .....	Durham
14	RICHARD G. LONG .....	Roxboro
15	T. CLARENCE STONE .....	Stoneville
16	RALPH H. SCOTT .....	Haw River
17	CHARLES W. STRONG .....	Greensboro
18	GARLAND S. GARRISS .....	Troy
18	DR. W. D. JAMES .....	Hamlet
19	FRED M. MILLS, JR. ....	Wadesboro
19	STATON P. WILLIAMS .....	Albemarle
20	IRWIN BELK .....	Charlotte
21	CLYDE L. PROPST, JR. ....	Concord
21	THOMAS W. SEAY, JR. ....	Spencer
22	GORDON HANES .....	Winston-Salem
23	GEORGE K. SNOW .....	Mr. Airy
24	T. E. STORY .....	Wilkesboro
25	DAVID CLARK .....	Lincolnton
25	JIMMY V. JOHNSON .....	Statesville
26	L. B. HOLLOWELL .....	Gastonia
27	ROBERT F. MORGAN .....	Shelby
27	B. T. JONES .....	Forest City
28	JOE K. BYRD .....	Morganton
29	IRA T. JOHNSTON .....	Jefferson
30	J. YATES BAILEY .....	Bald Creek
31	JAMES G. STIKELEATHER, JR. ....	Asheville
32	R. E. BRANTLEY .....	Tryon
32	ORAL L. YATES .....	Waynesville
33	W. FRANK FORSYTH .....	Murphy





# SENATE JOURNAL

## EXTRA SESSION 1963

### FIRST DAY

SENATE CHAMBER

Monday, October 14, 1963

Pursuant to a call of His Excellency, Governor Terry Sanford, the Senate of the General Assembly convenes in Extra Session in its Chamber in the State Legislative Building in the City of Raleigh, this day at 12 o'clock noon, and is called to order by Honorable T. Clarence Stone, President of the Senate.

Prayer is offered by Senator Charles W. Strong of Guilford County.

The President lays before the Senate the proclamation of the Governor convening the Extra Session, which is read to the membership as follows:

#### EXECUTIVE DEPARTMENT

Raleigh, North Carolina

#### PROCLAMATION BY THE GOVERNOR

WHEREAS, the General Assembly of 1963, by Resolution No. 90, requested the Governor of North Carolina "at his discretion, to call an Extra Session of the General Assembly of North Carolina, reciting as the reason therefor that the General Assembly of North Carolina has been unable to agree on the provisions of an Act to redistrict the State Senate, as required by the Constitution of North Carolina."

NOW, THEREFORE, I, Terry Sanford, Governor of the State of North Carolina, do, by and with the advice of the Council of State, proclaim that the General Assembly of the State of North Carolina shall meet in Extraordinary Session at Raleigh, North Carolina, at Noon, on Monday, October 14, 1963, for the purpose of considering and enacting legislation to redistrict the State Senate, as required by the Constitution of North Carolina. I do hereby call upon, notify and direct all members of the said General Assembly to meet at the Legislative Building in the City of Raleigh at Noon, on Monday, October 14, 1963, in such General Assembly as provided by the Constitution.

Done at our capital city of Raleigh, this 10th day of October, in the Year of our Lord one thousand nine hundred and sixty-three.

TERRY SANFORD

*Governor*

*(State Seal)*

By the Governor:

GRAHAM JONES

*Press Secretary:*

The roll of members of the Senate heretofore elected and sworn in for the term of office beginning with the 1963 Regular Session is called and the following answer

to their names: Senators Aydlett, Bailey, Belk, Brantley, Clark, Crew, Currie, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Stone, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates, and Yow—48.

The following Senator, appointed to fill a vacancy in the membership since the election to the Regular Session of 1963, appears with proper certificate of appointment as authorized by law, and takes and subscribes to the following oath of office, which is administered by Judge H. L. Riddle, Jr., of the Superior Court of North Carolina.

“I, Joe K. Byrd, do solemnly swear that I will support the Constitution of the United States, and do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain and defend the constitution of said state, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability, and do swear that I will well and truly execute the duties of my office as a Senator of the State of North Carolina according to the best of my skill and ability, according to law, so help me, God.”

Twenty-eighth District. . . . . Joe K. Byrd.

The President announces that a quorum of all Senators are present, and that the Senate is ready to proceed with the business of the Session.

The President announces that each member is appointed to each Regular Standing Committee held by him in the Regular Session of 1963, with the exception of Senator Hatcher, who has resigned his Senate seat.

The President announces that Senator Clark is appointed as Chairman of the Committee on Highway Safety in the place of Senator Hatcher.

The President also announces that Senator Joe K. Byrd is appointed to all the Committee assignments held by Senator Hatcher in the Regular Session, with the exception of Chairman of the Committee on Highway Safety.

Upon motion of Senator Scott, the Senate recesses for five (5) minutes, and a meeting of the Rules Committee is announced.

The Senate resumes consideration of its regular business.

REPORT OF RULES COMMITTEE

Senator Scott for the Report on Rules submits the following report:

REPORT OF COMMITTEE ON RULES

RULE 71.

The permanent Rules of the Senate, duly adopted at the regular session of the Senate of 1963, shall be, and are hereby adopted as the permanent Rules of the Senate during the Extra Session of the General Assembly which convened on October 14, 1963, except as hereafter changed, altered or amended, to-wit:

RULE 71.1

The Senate shall consider only bills and resolutions which pertain to legislative representation, including State Senate districting and the allocation of seats in the General Assembly to the various counties and districts of the State. All other bills and resolutions shall be declared out of order by the presiding officer.

## RULE 71.2

Upon motion duly made and carried by a majority of the senators present and voting, the Senate may constitute its entire membership a committee for the specific purpose of holding hearings on any bill or resolution introduced at said Extra Session; and considering the same;

(a) Said committee shall be presided over by the President of the Senate or by any senator designated by him;

(b) Said committee may sit jointly with a similar committee of the House of Representatives;

(c) Said committee shall convene and sit at such times and places as may be designated by the President of the Senate who shall have authority to direct its proceedings;

(d) The President of the Senate may appoint one or more sub-committees of said committee to consider all proposed amendments and make recommendations to said committee with reference thereto, and of all matters and things referred to it, and the President of the Senate may preside over or appoint a senator to preside over the same;

(e) Said committee may be dissolved upon motion duly made and carried by a majority of the Senate present and voting.

(f) Said committee may but shall not be required to recommend that any bill, resolution or amendment considered by it "do pass" or "do not pass."

Upon motion of Senator Scott the report of the Committee is adopted.

Upon motion of Senator Morgan of Cleveland, the Rules of the Regular Session of 1963 as amended by the Report hereinbefore set out are adopted as the Permanent Rules for this Extra Session of 1963.

## SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES

Monday, October 14, 1963

*Mr. President:*

It is ordered that a message be sent to the Senate informing that Honorable Body that the House of Representatives is organized and is now ready to proceed with the public business.

Respectfully,  
ANNIE E. COOPER  
*Principal Clerk*

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Scott: S. R. 1, a joint resolution informing His Excellency, the Governor, that the Extra Session of the General Assembly of One Thousand Nine Hundred and Sixty-three is ready to proceed with public business, and inviting him to address a Joint Extra Session of the General Assembly.

Upon motion of Senator Scott, the rules are suspended, and the resolution is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

SPECIAL MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES

October 14, 1963

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 1, entitled "A joint resolution informing His Excellency, the Governor, that the Extra Session of the General Assembly of one thousand nine hundred and sixty-three is ready to proceed with public business, and inviting him to address a Joint Extra Session of the General Assembly," the Speaker has appointed on the part of the House of Representatives to serve with a like Committee of the Senate, Messrs. Bunn, Evans of Mecklenburg and Woodard of Wilson.

Respectfully,  
ANNIE E. COOPER  
*Principal Clerk*

The President appoints as a Committee on the part of the Senate, Senators Shelton, Bailey and Gurganus, and a message is ordered sent to the House of Representatives informing that Honorable Body of such action.

HOUSE OF REPRESENTATIVES

October 14, 1963

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 1, entitled "A joint resolution informing His Excellency, the Governor, that the Extra Session of the General Assembly of one thousand nine hundred and sixty-three is ready to proceed with public business, and inviting him to address a Joint Extra Session of the General Assembly," the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,  
ANNIE E. COOPER  
*Principal Clerk*

The President announces that in accordance with the Joint Resolution inviting the Governor to address a Joint Session of the Legislature, the hour having arrived for the delivery of his message, the Senate preceded by its officers, will repair to the Hall of the House of Representatives there to sit in Joint Session with that honorable Body.

JOINT SESSION

The Senate is received by the Members of the House of Representatives standing, and the Joint Session is called to order by the President of the Senate T. Clarence Stone.

Senator Shelton, on the part of the Committee appointed by the President of the Senate and the Speaker of the House of Representatives to escort the Governor to the Hall of the House, presents His Excellency, Governor Terry Sanford, who delivers the following message:

Mr. President, Mr. Speaker, and members of the General Assembly:

As you return to a Special Session, I have the opportunity to express to you as a group my gratitude for your help to me and for your contributions to the forward progress of North Carolina during the regular 1963 session. There has seldom been a session of the General Assembly which provided so well for education, and never a session which provided so well for higher education, with new funds for faculties, with support for new and improved programs in an age of increasing complexities, and with a blueprint for the future of our University and colleges which forever will mark an upward turning point in the history of North Carolina.

There were many other accomplishments, for those in need of mental health treatment, and especially a comprehensive program of hope for our long-forgotten children, the retarded. Because of your work and devotion there is a new vitality about our State, and many generations will profit from your good works.

We did not do everything that we might have done, but it is a mighty record of solid achievement. I am proud of your record. I hope all North Carolinians will understand these accomplishments.

We did leave undone the little matter of redistricting the Senate.

Things became so harried and hurried and confused in the closing weeks, with so many important programs and policies being developed, that we just could not adequately wrap up this one responsibility.

I well understand, and I believe those who have been close to the scene well understand, that the majority has always intended to meet this responsibility. That you did, is best expressed by your resolution, passed in the waning hours of the Regular Session, requesting the Governor to call a Special Session because the General Assembly, in your phrase, had "been unable to agree on the provisions of an Act to redistrict the State Senate, as required by the Constitution of North Carolina."

I have complied with that request, and I have welcomed the chance over the summer, with calmness and care, to work with most of you in preparing for the final action we have come to take.

The constitutional duty of the Governor is to state the purpose of this Special Session, and to recommend the action which he believes should be taken.

That is a very easy duty. I will report to you what you already know, and recommend an action which I am sure you already are prepared to take. My report and recommendation are best wrapped up in the words of your resolution which I have already quoted, "to redistrict the State Senate, as required by the Constitution of North Carolina."

You and I, in preparing for this session, have indeed been guided by the constitutional mandate that "each Senate District shall contain, as near as may be, an equal number of inhabitants." During these several months I have met both formally and informally with many of you. We have discussed, considered, adjusted and agreed in order to get the job done.

Our plan, the consensus bill I call it because so many had a hand in its formulation, cannot be completely pleasing to everyone. It is the result of conscientious resolve to follow the Constitution regardless of all other considerations, political,

personal, regional. Some of you doubtless cannot return because of the new plan, but this has not caused you to shirk your duty.

The Districts have not been redrawn for more than twenty years, and this same period has seen the greatest changes in our population. These facts have forced us to present a bill which makes substantial changes in our Senatorial District boundaries. The result has been that almost every District has been redrawn. In spite of this degree of adjustment required, our legislators have cooperated in the true spirit of North Carolina and we are able to present a bill which has the majority support in both houses of the General Assembly.

I do not know whether there can be a constitutional amendment which will satisfy the necessary three-fifths majority. A number of proposals were discussed during the Regular Session. In the course of working out the redistricting bill submitted today, a questionnaire was sent to each legislator. From this it became apparent that there was much sentiment for constitutional change, but wide variation as to what the change should be.

I think some constitutional amendment is justified. We could use some guide lines for setting up Districts better than the present terse, "as near as may be" equal in population. Also, I think it would be to our benefit to have some provision for "automatic" redistricting in the future. This could mean a commission authorized to draw the lines, to present it to the General Assembly, to become final after ninety days, for example, if not amended by the General Assembly. Or we could provide that a commission would take over if the first session after the official census failed to redistrict. Both of these proposals would leave the duty with the Legislature but would eliminate many headaches for future legislators and governors.

As to other forms, I have no recommendations at this time.

Whatever you do about amending the Constitution we cannot let our desire to improve it prevent us from following our clear and present duty under the present Constitution.

A bill to do this, "to redistrict the State Senate, as required by the Constitution of North Carolina," has been signed by a majority in each of the houses.

I trust you will pass it into law with dispatch.

Upon motion of Senator Scott, the Joint Session is dissolved and the Senate returns to its chamber.

The Senate resumes consideration of its regular business.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators Warren, Aydlett, Bailey, Belk, Byrd, Clark, Crew, Currie, Forsyth, Hamilton, Hanes, Harrington, Hollowell, Humber, James, Johnson, Johnston, Jolly, Kirby, Long, MacLean, Martin, Midgett, Saunders, Scott, Seay, Stikeleather and Yates: S. B. 2, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Upon motion of Senator Warren, the bill is referred to the Committee of the Whole Senate.

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES  
October 14, 1963

*Mr. President:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to H. R. 1, entitled "A joint resolution informing His Excellency, the Governor, that the Extra Session of the General Assembly of one thousand nine hundred and sixty-three is ready to proceed with public business, and inviting him to address a Joint Extra Session of the General Assembly," the House of Representatives stands ready to receive the Senate in Joint Session at the hour appointed.

Respectfully,  
ANNIE E. COOPER  
*Principal Clerk*

Upon motion of Senator Scott, the resolution is referred to the Committee on Rules.

Upon motion of Senator Scott, the Senate adjourns to meet tomorrow at 12M.

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## SECOND DAY

SENATE CHAMBER,  
Tuesday, October 15, 1963.

The Senate meets pursuant to adjournment, and is called to order by the President T. Clarence Stone.

Prayer is offered by Senator Bailey of Yancey.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct, and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Warren, the Senate resolves itself into a Committee consisting of the entire membership and convenes forthwith for the purpose of considering S. B. 2, "a bill to be entitled an Act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate," and upon his motion the regular rules of the Senate are to govern procedure and debate.

*"Mr. Chairman:"*

Your Committee having under consideration S. B. 2, a bill to be entitled an Act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate, arises and reports as follows: The matter was discussed by Senator Warren and further consideration continued until an afternoon Session.

Respectfully submitted,  
*Senator Warren*  
*for the Committee"*

Upon motion of Senator Warren, the Senate recesses to meet this afternoon at 4 o'clock P. M.

## AFTERNOON SESSION

SENATE CHAMBER,

Tuesday, October 15, 1963.

The Senate meets pursuant to recess, and is called to order by the President T. Clarence Stone.

Upon motion of Senator Warren, the Senate resolves itself into a Committee consisting of the entire membership and convenes forthwith for the purpose of considering S. B. 2, "a bill to be entitled an Act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate."

*Mr. Chairman:*

Your Committee having under consideration S. B. 2, " 'a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate' ", arises and reports as follows:

Senator Warren moves that the bill be reported favorably by the Committee.

Senator White offers an amendment and requests that a Sub-Committee be appointed to consider the amendment.

Senator Yow offers an amendment.

The Chair announces intention to refer amendments to a Sub-Committee.

Senator Long moves that the rules be suspended and that the bill and amendments be placed upon the Calendar without referring the amendments to a Sub-Committee under the rules of the Senate.

Upon the motion of Senator Long, Senator Martin calls for the ayes and noes.

The call is sustained.

The motion requiring a two-thirds majority fails of adoption by Roll Call Vote, ayes 29, noes 16, as follows:

Those voting in the affirmative are: Senators Aydlett, Belk, Byrd, Clark, Crew, Currie, Forsyth, Hamilton, Hanes, Harrington, Hollowell, Humber, James, Johnson, Jones, Jordan, Kirby, Long, MacLean, Martin, Midgett, Morgan of Cleveland, Scott, Seay, Stikeleather, Story, Strong, Warren and Yates—29.

Those voting in the negative are: Senators Brantley, Garriss, Gurganus, Jolly, Meares, Mills, Morgan of Harnett, Propst, Shelton, Snow, Stone, Walton, White, Whitley, Williams and Yow—16.

Senator Johnston votes present.

Senator Morgan of Cleveland moves that the bill and its amendments be reported without prejudice.

The Chair rules the motion out of order.

Respectfully submitted,  
*Senator Warren*  
*for the Committee"*

Upon motion of Senator Warren, the Senate adjourns to meet tomorrow at 12 M.



## THIRD DAY

SENATE CHAMBER

Wednesday, October 16, 1963

The Senate meets pursuant to adjournment and is called to order by the President T. Clarence Stone.

Prayer is offered by Senator Morgan of Cleveland.

Senator Morgan of Cleveland for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

Upon motion of Senator Jolly, the courtesies of the floor are extended to former Senator C. V. Henkle of Iredell County and former Senator Max Thomas of Union County.

## COMMITTEE APPOINTMENT

The President appoints the following Sub-Committee under Rule 71.2(d) to consider amendments submitted by Senators White and Yow on S. B. 2, entitled "A bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate:" Senators Warren, Chairman, Martin, Propst, Garriss, Meares, Williams, Walton, White, Brantley, Yow, Jolly, Crew, Jordan, Scott, Hanes, James, Morgan of Harnett and Byrd.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

Senators Currie, Aydlett, Bailey, Belk, Brantley, Byrd, Clark, Crew, Forsyth, Garriss, Gurganus, Hamilton, Hanes, Harrington, Hollowell, Humber, James, Johnson, Johnston, Jolly, Jones, Jordan, Kirby, Long, MacLean, Martin, Meares, Midgett, Mills, Morgan of Cleveland, Morgan of Harnett, Propst, Saunders, Scott, Seay, Shelton, Simmons, Snow, Stikeleather, Stone, Story, Strong, Walton, Warren, White, Whitley, Williams, Yates and Yow: S. R. 3, a resolution expressing disappointment in the absence of our colleague, Harry Horton, Senator from Chatham County.

Upon motion of Senator Currie, the rules are suspended and the resolution is taken up for immediate consideration.

The resolution is unanimously adopted.

Senators Strong and Story: S. B. 4, a bill to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate.

Referred to the Committee of the Whole Senate.

Senators Strong and Story: S. B. 5, a bill to define and establish the Senatorial Districts of the State, and to make the apportionment of the members of the Senate.

Referred to the Committee of the Whole Senate.

Upon motion of Senator Warren the Senate recesses to meet this afternoon at 3 o'clock.

## AFTERNOON SESSION

SENATE CHAMBER

Wednesday, October 16, 1963

The Senate meets pursuant to recess and is called to order by the President T. Clarence Stone.

Upon motion of Senator Stikeleather the Senate adjourns to meet tomorrow morning at 11 o'clock.

## FOURTH DAY

SENATE CHAMBER,

Thursday, October 17, 1963.

The Senate meets pursuant to adjournment and is called to order by the President T. Clarence Stone.

Prayer is offered by Senator Morgan of Harnett.

Senator Morgan of Harnett for the Committee on Journal announces that he has examined the Journal of yesterday and finds the same correct and upon his motion the reading of the Journal is dispensed with and it stands approved as written.

## MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 2, a bill to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 5, a bill to amend the Constitution of North Carolina so as to increase the membership of the Senate and to provide for compulsory redistricting of the Senate after each Federal Decennial Census and to provide for one Representative from each county.

Upon motion of Senator White, the rules are suspended and the bill is placed upon today's Calendar.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 5, a bill to amend the Constitution of North Carolina so as to increase the membership of the Senate and to provide for compulsory redistricting of the Senate after each Federal Decennial Census and to provide for one Representative from each County, upon second reading.

The bill passes its second reading by roll call vote, ayes 34, noes 14, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett,

Propst, Saunders, Scott, Shelton, Simmons, Snow, Walton, Warren, White, Whitley, Williams, Yates and Yow—34.

Those voting in the negative are: Senators Belk, Byrd, Crew, Currie, Hanes, Hollowell, Jordan, Long, MacLean, Morgan of Cleveland, Seay, Stikeleather, Story, Strong—14.

The bill passes its third reading by roll call vote, ayes 34, noes 14, as follows:

Those voting in the affirmative are: Senators Aydlett, Bailey, Brantley, Clark, Forsyth, Garriss, Gurganus, Hamilton, Harrington, Humber, James, Johnson, Johnston, Jolly, Jones, Kirby, Martin, Meares, Midgett, Mills, Morgan of Harnett, Propst, Saunders, Scott, Shelton, Simmons, Snow, Walton, Warren, White, Whitley, Williams, Yates and Yow—34.

Those voting in the negative are: Senators Belk, Byrd, Crew, Currie, Hanes, Hollowell, Jordan, Long, MacLean, Morgan of Cleveland, Seay, Stikeleather, Story, Strong—14.

This being a bill providing for a Constitutional Amendment and requiring a three-fifths majority of the membership of the Body, the bill is declared to have passed its second and third readings by roll call votes by more than the necessary three-fifths majority of said membership.

The bill is ordered enrolled.

Upon motion of Senator Scott, the Senate recesses to meet this afternoon at 2:15 o'clock.

#### AFTERNOON SESSION

SENATE CHAMBER,  
Thursday, October 17, 1963.

The Senate meets pursuant to recess and is called to order by the President T. Clarence Stone.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senators White, Yow, Martin, Clark, Scott, Williams, Jolly and Byrd: S. B. 6, a bill to prescribe a General Election in January 1964 on Constitutional Amendments proposed at the Regular and Extra Sessions of the General Assembly of 1963.

Upon motion of Senator White, the rules are suspended and the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the House of Representatives by special messenger.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 6, a joint resolution by the Extra Session of the General Assembly of North Carolina of 1963 providing for adjournment on Thursday, October 17, 1963.

Upon motion of Senator Scott, the rules are suspended and the resolution is taken up for immediate consideration.

Senator Scott offers an amendment which is adopted.

The resolution, as amended, passes its second and third readings and is ordered sent to the House of Representatives, for concurrence in the Senate amendment.

H. B. 7, a bill relative to the printing of the Acts, Resolutions and Journals of the Extra Session of 1963.

Upon motion of Senator Scott, the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Senator Morgan of Harnett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1, a joint resolution informing His Excellency, the Governor, that the Extra Session of the General Assembly of One Thousand Nine Hundred and Sixty-Three is ready to proceed with public business, and inviting him to address a Joint Extra Session of the General Assembly.

H. R. 6, a joint resolution by the Extra Session of the General Assembly of North Carolina of 1963 providing for adjournment on Thursday, October 17, 1963.

H. B. 2, an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

H. B. 5, an act to amend the Constitution of North Carolina so as to increase the membership of the Senate and to provide for compulsory redistricting of the Senate after each Federal Decennial Census and to provide for one Representative from each County.

S. B. 6, an act to prescribe a General Election in January 1964 on Constitutional Amendments proposed at the Regular and Extra Sessions of the General Assembly of 1963.

H. B. 7, an act relative to the printing of the Acts, Resolutions and Journals of the Extra Session of 1963.

SENATOR MORGAN OF HARNETT MAKES THE FOLLOWING REMARKS AND UPON HIS MOTION THEY ARE ORDERED SPREAD UPON THE JOURNAL.

"Mr. President, I request permission to approach the Well of the Senate and to speak on a point of personal privilege.

*Mr. President and Gentlemen of the Senate:*

As this special session of the General Assembly comes to a close, I wish to take this opportunity to publicly pay tribute to our President and to express to him my appreciation for his many long years of public service to the people of North Carolina.

For more than forty years he has rendered untiring service to the people of his home town of Stoneville, his home County of Rockingham and to the people of the State of North Carolina. During this period of time he has never held a public office for which he received full time compensation. His service has been out of love for the people of this State and his strong feeling of public responsibility.

Many years ago he served as Town Commissioner. Later, he served as Mayor of his home Town. In the early and formative years of the North Carolina Unemployment Commission, he served as one of its commissioners.

He has served in ten sessions of the North Carolina General Assembly and in three special sessions. He has been a part of the legislative process in this State for the last thirty years, one of the most progressive periods of its history.

He also served as a member of the Advisory Budget Commission of this State for six years, and as its Chairman for two years, one of the most important, demanding and time consuming jobs in this State, and yet one that offers little reward except the feeling that one has been of service.

His service as President of this Senate has been strenuous, but he has fulfilled it in a commendable manner with his usual enthusiasm.

During the two regular terms of the Senate and the two special terms that I have been privileged to serve with him, I have found him a vigorous foe and an enthusiastic ally.

Mr. President, I express to you the love and appreciation of hundreds of thousands of North Carolinians and wish for you and the people of this State, many more years of public service, personal success and happiness."

#### SPECIAL MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES  
October 17, 1963

*Mr. President:*

You are respectfully advised that the business of the House of Representatives is concluded and pursuant to Joint Resolution No. 6, "A joint resolution by the Extra Session of the General Assembly of North Carolina of 1963, providing for adjournment on Thursday, October 17, 1963", heretofore adopted, this Body is ready to open the doors of the House immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,  
ANNIE E. COOPER  
*Principal Clerk.*

Pursuant to the Joint Resolution fixing the hour of adjournment of the Extra Session of the General Assembly sine die, the Senate having completed the business before it and the hour having arrived for adjournment, by authority invested in me as President of the Senate, I now declare the Senate of the Extra Session of the General Assembly of North Carolina adjourned sine die.

T. CLARENCE STONE,  
*President of the Senate.*

S. RAY BYERLY,  
*Principal Clerk of the Senate.*



# Senate Resolutions

Senate Resolutions Committee Report of the Senate Committee on Education and the Arts

A COMMITTEE REPORT OF THE SENATE COMMITTEE ON EDUCATION AND THE ARTS

REPORT OF THE SENATE COMMITTEE ON EDUCATION AND THE ARTS

REPORT OF THE SENATE COMMITTEE ON EDUCATION AND THE ARTS

## APPENDIX

### EXTRA SESSION 1963

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## Senate Resolutions

Senate Resolution Concerning Report of Actions of the General Assembly, its Officers and Committees.

A RESOLUTION EXPRESSING DISAPPOINTMENT IN THE ABSENCE  
OF OUR COLLEAGUE, HARRY HORTON, SENATOR FROM CHATHAM  
COUNTY

WHEREAS, Harry Horton, a member of the North Carolina State Senate, representing the citizens of Chatham, Lee, and Wake Counties, in the Thirteenth Senatorial District, able Chairman of the Mental Institutions Committee; a faithful servant devoted to perpetuating only the best for his beloved State of North Carolina: NOW, THEREFORE,

*Be it resolved by the Senate:*

Section 1. That Harry Horton be honored with this declaration by his colleagues in the Senate, that his absence is sorely felt, and the good wishes and sincere affection of the Senate are hereby conveyed.

Section 2. This resolution shall become effective upon its adoption.

INVENTORY OF OFFICE FURNITURE, DESKS, FIXTURES AND OTHER  
PROPERTY OF THE STATE MADE IN ACCORDANCE WITH  
SECTION 120-37 OF THE GENERAL STATUTES OF  
NORTH CAROLINA

President's Office:

One executive desk  
One typewriter desk  
One executive chair  
Five arm chairs  
One conference table  
Two 3-drawer file cabinets  
One rug  
Four file boxes  
Two waste baskets

Principal Clerk's Office:

Two double desks  
One typewriter desk  
One single desk  
Two three-drawer steel file cabinets  
Two telephone tables  
Two portable files and carriers  
One swivel executive chair  
One executive desk  
Six swivel typewriter chairs  
Six arm chairs  
Seven waste baskets  
Two small filing cabinets  
One conference table  
Three white supply cabinets

Forty-eight wooden file boxes  
 Fifteen staplers  
 Thirteen pencil sharpeners  
 Twelve scotch tape dispensers  
 Twelve dictionaries  
 Fourteen clip boards

A supply of rubber stamps, stamp pads, desk pen staffs, wire staples, paper clips, rubber bands, manila folders, Legal canary pads, typewriter paper, second sheets, blank forms, stationery, bill covers, pencils.

Engrossing Office:

Two double desks  
 One single desk  
 One typewriter desk  
 Two telephone tables  
 Five wastebaskets  
 Two file cabinets (4 drawer)  
 One executive chair  
 Five swivel typewriter chairs

Disbursing Office:

One single desk  
 One typewriter desk  
 Two swivel typewriter chairs  
 One arm chair  
 One storage cabinet (2 door)

Senators' Offices: Nos. 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1103, 1104, 1105, 1106, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2106, 2107, 2108.

Shelves—S-4  
 2 chairs—C-3  
 1 chair—C-2  
 1 desk—D-7  
 1 waste basket  
 1 coat and hat rack  
 1 8-inch porcelain ash tray  
 1 pencil and pad

Senate Committee Chairmen: Offices Nos. 1102, 1117, 1120, 1220, 1217, 1419, 1414, 1406, 1412, 8, 12.

Shelves—S-4  
 1 chair—C-3  
 1 chair—C-2  
 1 desk—D-7  
 1 waste basket  
 1 coat and hat rack  
 1 8-inch porcelain ash tray  
 1 pencil and pad

Secretarial Offices of Committee Chairmen: Nos. 1102, 1116, 1121, 1221, 1216,  
1419, 1417, 1414, 1412, 1406,  
8, 12.

1 desk—D-9  
1 chair—C-5  
1 file cabinet  
1 chair—C-3

Senate Committee Rooms: Nos. 1118, 1119, 1218, 1219.

6 chairs—C-4  
10 chairs—C-3  
2 tables—T-3  
2 trash cans

Senate Committee Rooms: Nos. 1124 and 1222.

11 chairs—C-4  
15 chairs—C-3  
2 tables—T-5  
2 tables—T-6  
2 trash cans

Senate Committee Room: No. 1416.

22 chairs—C-3  
2 tables—T-5  
2 tables—T-6  
2 trash cans

Senate Committee Room: No. 1127.

5 chairs—C-4  
14 chairs—C-3  
2 tables—T-3  
1 table—T-5  
2 shelves  
2 trash cans

Senate Committee Clerks: Room No. 1029.

13 desks—D-10  
13 chairs—C-5  
13 trash cans  
8 file cabinets  
2 coat and hat racks

Senate Committee Room: No. 8.

2 tables—T-3  
1 table—T-5  
2 shelves—S-6  
5 chairs—C-4  
18 chairs—C-3  
2 trash cans

## Senate Committee Room: No. 14.

- 2 tables—T-1
- 2 tables—T-5
- 6 chairs—C-4
- 14 chairs—C-3
- 2 trash cans

## Appropriation Room: No. 1027.

- 16 chairs—C-4
- 107 chairs—C-3
- 8 tables—T-3
- 4 tables—T-6
- 4 tables—T-5
- 2 tables—T-1<sub>sc</sub>
- 2 hat and coat racks
- 4 trash cans

## Senate Conference Room: No. 2013.

- 19 chairs—C-3
- 2 tables—T-8
- 1 table—T-3

## Pages Lounge: Room No. 2019.

- 1 table—T-6
- 5 chairs—C-3
- 1 sofa
- 12 lockers

## Legislative Printing Department:

- 1 secretarial desk (new)
- 1 typing desk (old)
- 1 executive desk (old)
- 2 tables (old)
- 1 table (T-3)
- 4 secretarial chairs (old)
- 4 upright storage cabinets
- 1 three-drawer filing cabinet (F-1)
- 1 pencil sharpener
- 62 reams Exact Bond—8½ x 14
- 6 reams Energy Bond—8½ x 11
- 30 reams Ariel Bond—8½ x 14
- 2 reams Colonial Bond—8½ x 14
- 4 quarts film remover
- 2 one-quarter pound Copier Toner
- 1 Staplex
- 35,000 Staplex staples
- 20,000 Swingline S-1 staples
- 300 Multilith Masters—8½ x 12½ Series 4000
- 2 ten and one-half gallon garbage cans
- 200 Multilith Duplimat Masters—10 x 15
- 750 Multimaster material direct image—Series 2000—8½ x 11
- 1 gallon distilled water

30 Multilith cleaner sheets  
 3½ gallons Multilith Repelex concentrate  
 1 gallon Multilith Blankrola solvent  
 One-half quart Multilith Platex solution  
 Three-fourths pint Multilith solution dispenser  
 One-half pint Multilith deletion fluid  
 2 Multilith Spiral Molleton covers  
 1 tube Duro-Vis bearing lubricant  
 2 quarts Multilith surface conditioner  
 2 pounds Multilith Blank dust  
 200 Multilith pads  
 1 quart padding cement  
 3 Haloid Xerox erasers  
 1 can Multilith hand cleaner  
 3 stapling machines  
 1 stamp pad  
 1 box staples  
 2 boxes Monarch clips, No. 12  
 1 box Gem paper clips, No. 1  
 3 bottles type cleaner

AMOUNT PAID SENATORS, OFFICERS AND EMPLOYEES OF THE SENATE  
PRINCIPAL CLERK'S OFFICE

<i>Name</i>	<i>No. Days</i> <i>Salary</i>	<i>Amount</i>	<i>Mileage</i>
S. Ray Byerly, Principal Clerk.....	22	\$ 528.00	\$ 8.80
Mrs. Sadie B. Carver, Calendar Clerk.....	12	204.00	23.00
Mrs. Mary F. Morgan, Assistant Calendar Clerk.....	12	180.00	
Mrs. Edith P. Crane, Journal Clerk.....	12	204.00	
Mrs. Bernice T. Jenkins, Assistant Journal Clerk.....	16	240.00	
Mrs. Harriett L. Hornthal, Pay Clerk.....	16	240.00	
		\$ 1,596.00	\$ 31.80

SECRETARY TO THE PRESIDENT

Mrs. Willa P. Gray.....	22	\$ 330.00	
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ENGROSSING AND COMMITTEE CLERKS

Mrs. Mabel J. Dorsey, Chief.....	4	\$ 68.00	\$
Mrs. Mary G. Gatton.....	4	52.00	
Mrs. Rose R. Houston.....	4	52.00	
Mrs. Carolyn S. Joslin.....	4	52.00	
Mrs. Beverly P. Sawyer.....	4	52.00	
Mrs. Gailya S. Winters.....	4	52.00	1.80
Mrs. Betty S. Woodhouse.....	4	52.00	
		\$ 380.00	\$ 1.80

## PRINTED BILLS

<i>Name</i>	<i>No. Days Salary</i>	<i>Amount</i>	<i>Mileage</i>
Thos. J. White, III.....	8	\$ 104.00	\$ 5.80

## SERGEANT-AT-ARMS

Brooks W. Poole, Sergeant-at-Arms.....	14	\$ 252.00	\$
A. C. Deaver.....	4	36.00	15.60
Brandon P. Hodges, Jr.....	4	36.00	
Walter Lee Horton, Sr.....	4	36.00	
Paschal Hayes Leatherwood.....	4	36.00	71.00
Robert Bruce Saunders.....	4	36.00	12.00
James Edward Wall.....	4	36.00	
Alonzo D. Phillips.....	16	144.00	
		<hr/>	<hr/>
		\$ 612.00	\$ 98.60

## JOINT WARRANT CLERK

Reba H. Worsley.....	15	\$ 112.50	
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## PAGES

Douglas Floyd Osborne, Jr., Chief Page.....	4	\$ 32.00	\$ 19.80
Betsy Larkin Carrigg.....	4	26.00	
Samuel Millard Gainor.....	4	26.00	
Elizabeth B. Gribble.....	4	26.00	
Joseph C. Moore.....	4	26.00	
Hannah G. Nicholson.....	4	26.00	
Thomas Addison Nuckols.....	4	26.00	15.60
Lillian Arlette Pruitt.....	4	26.00	
David MacFarland Register.....	4	26.00	8.80
Donald C. Seagroves.....	4	26.00	
Robertta Louise Swartz.....	4	26.00	26.40
David Kuster Smith.....	4	26.00	15.60
Marian Joyce Weathers.....	4	26.00	
		<hr/>	<hr/>
		\$ 344.00	\$ 86.20

AMOUNT PAID SENATORS, OFFICERS AND EMPLOYEES OF THE SENATE  
SUMMARY

<i>Departments</i>	<i>Per Diem</i>	<i>Mileage</i>	<i>Total</i>
President of the Senate .....	\$ 80.00	\$ 17.60	\$
Subsistence .....	48.00		145.60
Secretary to the President .....	330.00		330.00
Principal Clerk's Office .....	1,596.00	31.80	1,627.80
Engrossing and Committee Clerks .....	380.00	1.80	381.80
Printed Bills .....	104.00	5.80	109.80
Sergeant-at-Arms .....	612.00	98.60	710.60
Joint Warrant Clerk .....	112.50		112.50
Pages .....	344.00	86.20	430.20
	<hr/> \$ 3,606.50	<hr/> \$ 241.80	<hr/> \$ 3,848.30
Senators .....	\$ 2,940.00	\$ 1,007.20	\$ 3,947.20
Senators' Subsistence .....	2,256.00		2,256.00
	<hr/> \$ 5,196.00	<hr/> \$ 1,007.20	<hr/> \$ 6,203.20
Grand Total .....			<hr/> <u>\$ 10,051.50</u>





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